

**THE CITY OF GARDEN GROVE  
ACTING AS SUCCESSOR AGENCY TO THE  
GARDEN GROVE AGENCY FOR COMMUNITY DEVELOPMENT**

**INTER-DEPARTMENT MEMORANDUM**

To:	Matthew J. Fertal	From:	Kathy Bailor
Dept:	Director	Dept:	Secretary
Subject:	RECOGNIZED OBLIGATION PAYMENT SCHEDULE FOR THE PERIOD OF JANUARY 1, 2013, TO JUNE 30, 2013	Date:	July 31, 2012

Attached is the agenda report, dated July 24, 2012, for this matter.

Staff is preparing a revised Recognized Obligation Payment Schedule. This information will be provided to the Successor Agency Board Members as soon as possible, and no later than the commencement of the Successor Agency meeting.

KATHY BAILOR, CMC  
Secretary

**Recommended for Approval**

*Maria Stipe for*  
Matthew Fertal  
Director

# INTER-DEPARTMENT MEMORANDUM

## OBJECTIVE

## BACKGROUND/ANALYSIS

Staff has prepared a ROPS for the period from January 1, 2013, to June 30, 2013 for the Successor Agency's consideration and approval. The ROPS is attached hereto as Attachment No. 2 to this report. If adopted, the Resolution (Attachment No. 1) approves the ROPS and authorizes the transmittal of the ROPS to the Oversight Board and to the County Administrative Officer, the County Auditor-Controller, the State Controller's Office, and the Department of Finance and the posting of the ROPS on the City's/Successor Agency's website.

RECOGNIZED OBLIGATION PAYMENT SCHEDULE (ROPS)

July 24, 2012

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FINANCIAL IMPACT

None.

RECOMMENDATION

Staff recommends that the Successor Agency:

- Adopt the attached Resolution approving the Recognized Obligation Payment Schedule and authorizing certain other actions pursuant to Health & Safety Code Section 34177(I).



KINGSLEY OKEREKE  
Finance Officer



By: Jim DellaLonga  
Senior Project Manager

Attachment 1: Successor Agency Resolution

Attachment 2: Recognized Obligation Payment Schedule

Recommended for Approval



Matthew Fertal  
Director

RESOLUTION NO. \_\_\_\_

**A RESOLUTION OF THE CITY OF GARDEN GROVE AS  
SUCCESSOR AGENCY TO THE GARDEN GROVE AGENCY  
FOR COMMUNITY DEVELOPMENT APPROVING A  
RECOGNIZED OBLIGATION PAYMENT SCHEDULE AND  
AUTHORIZING CERTAIN OTHER ACTIONS PURSUANT TO  
HEALTH & SAFETY CODE SECTION 34177(I)**

**WHEREAS**, the Garden Grove Agency for Community Development ("Agency") was established as a community redevelopment agency that was previously organized and existing under the California Community Redevelopment Law, Health and Safety Code Sections 33000, *et seq.* ("CRL"), and previously authorized to transact business and exercise the powers of a redevelopment agency pursuant to action of the City Council ("City Council") of the City of Garden Grove ("City"); and I

**WHEREAS**, Assembly Bill x1 26, enacted on June 28, 2011, added Parts 1.8 and 1.85 to Division 24 of the California Health & Safety Code, which laws cause the dissolution and wind down of all redevelopment agencies ("Dissolution Act"); and

**WHEREAS**, on December 29, 2011, in the petition *California Redevelopment Association v. Matosantos*, Case No. S194861, the California Supreme Court upheld the Dissolution Act and thereby all redevelopment agencies in California were dissolved as of and on February 1, 2012 under the dates in the Dissolution Act that were reformed and extended thereby; and

**WHEREAS**, Assembly Bill 1484 ("AB 1484"), enacted on June 27, 2012, made certain amendments to the Dissolution Act, including with respect to the process for adopting Recognized Obligation Payment Schedules; and

**WHEREAS**, the Agency is now a dissolved community redevelopment agency pursuant to the Dissolution Act; and

**WHEREAS**, by a resolution considered and approved by the City Council at an open public meeting the City chose to serve as the "successor agency" to the dissolved Agency under the Dissolution Act; and

**WHEREAS**, as of and on and after February 1, 2012, the City Council serves as the "Successor Agency" and will perform the functions of the successor agency under the Dissolution Act to administer the enforceable obligations of the Agency and otherwise unwind the Agency's affairs, all subject to the review and approval by a seven-member Oversight Board formed thereunder; and

**WHEREAS**, under Part 1.8 of the Dissolution Act, the Agency prior to its dissolution adopted an original and an amended enforceable obligation payment schedule ("EOPS") and authorized the Director and/or Finance Director or their authorized designee to augment or modify the EOPS and transmitted the EOPS to the City (in its capacity as Successor Agency) and to the County Auditor-Controller, the Department of Finance and the State Controller's Office; and

**WHEREAS**, under Part 1.8 of the Dissolution Act, the Agency prior to its dissolution adopted an initial recognized obligation payment schedule ("IROPS") and authorized the Director and/or Finance Director or their authorized designee to augment or modify the IROPS and transmitted such IROPS to the City (in its capacity as Successor Agency) and to the County Auditor-Controller, the Department of Finance and the State Controller's Office; and

**WHEREAS**, pursuant to Section 34171(h) of the Dissolution Act, a "Recognized Obligation Payment Schedule" means the document setting forth the minimum payment amounts and due dates of payments required by enforceable obligations for each six-month fiscal period as provided in subdivisions (l) and (m) of Section 34177 of the Dissolution Act; and

**WHEREAS**, pursuant to subdivisions (l) and (m) of Section 34177 of the Dissolution Act, the City, acting as Successor Agency to the Agency, has prepared its Recognized Obligation Payment Schedule ("ROPS") for the period covering January 1, 2013 through June 30, 2013, in the form attached to this Resolution as Attachment No. 1 and incorporated herein by this reference; and

**WHEREAS**, by this Resolution, pursuant to Section 34177(l)(2)(B) of the Dissolution Act, as amended by AB 1484, the City Council, serving as and on behalf of the Successor Agency, approves the ROPS and authorizes the transmittal of the ROPS to the Oversight Board and concurrently to the County Administrative Officer, the County Auditor-Controller, and the State Department of Finance; and

**WHEREAS**, pursuant to Section 34177(l)(2)(C) of the Dissolution Act, a copy of the ROPS shall be submitted to the County Auditor-Controller, the State Controller's Office, the State Department of Finance and shall be posted on the City's/Successor Agency's website promptly upon approval thereof by the Oversight Board.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL SERVING AS THE SUCCESSOR AGENCY TO THE GARDEN GROVE AGENCY FOR COMMUNITY DEVELOPMENT:**

Section 1. The foregoing recitals are incorporated into this resolution by this reference, and constitute a material part hereof.

Section 2. The ROPS is approved together with such augmentation, modification, additions or revisions as the Director and/or the Finance Director or their authorized designees may make thereto.

Section 3. The Director or his authorized designees on behalf of the Successor Agency shall cause the ROPS to be transmitted concurrently to the Oversight Board, the County Administrative Officer, the County Auditor-Controller, and the State Department of Finance.

Section 4. The Director or his authorized designees on behalf of the Successor Agency shall, upon approval of the ROPS by the Oversight Board, transmit the approved ROPS to the County Auditor-Controller, the State Controller's Office, and the State

Department of Finance, and shall cause the approved ROPS to be posted on the City's website.

Section 5. This Resolution shall be effective immediately upon adoption.

Section 6. The Secretary on behalf of the Successor Agency shall certify to the adoption of this Resolution.

**ATTACHMENT NO. 1**

(attach ROPS)