

**CITY OF FONTANA
REGULAR SUCCESSOR AGENCY MEETING
January 8, 2019
Grover W. Taylor Council Chambers
8353 Sierra Ave
Fontana, CA 92335
7:00 PM**

Welcome to a meeting of the Fontana Successor Agency. A complete agenda packet is located in the binder on the table in the lobby of the Grover W. Taylor Council Chambers 8353 Sierra Avenue, Fontana, CA 92335. To address the Agency, please fill out a card located at the entrance to the left indicating your desire to speak on either a specific agenda item or under Public Communications and give it to the Agency Secretary. Your name will be called when it is your turn to speak. In compliance with Americans with Disabilities Act, the Grover W. Taylor Council Chambers 8353 Sierra Avenue, Fontana, CA 92335 is wheel chair accessible and a portable microphone is available.

Traducción en Español disponible a petición. Favor de notificar al Departamento "City Clerk". Para mayor información, favor de marcar el número (909) 350-7602.

CALL TO ORDER/ROLL CALL:

- A. 7:00 P.M. Call the Meeting to Order**

PUBLIC COMMUNICATIONS:

This is an opportunity for citizens to speak to the Successor Agency for up to 5 minutes on items **not** on the Agenda, but within the Agency's jurisdiction. The Agency is prohibited by law from discussing or taking immediate action on non-agendized items.

- A. Public Communications**

CONSENT CALENDAR:

All matters listed under CONSENT CALENDAR will be enacted by one motion in the form listed below - there will be no separate discussion on these items prior to the

time the Agency votes on them, unless a member of the Agency requests a specific item be removed from the Consent Calendar for discussion. **Does any member of the public wish to address the Agency regarding any item on the Consent Calendar before the vote is taken?**

A. Approval of Minutes

Approve the Minutes of the October 23, 2018, Regular Successor Agency Meeting.

B. Recognized Obligation Payment Schedule (ROPS) 19-20 from July 1, 2019, through June 30, 2020

1. Adopt **Resolution No. SAR 2019-_____** approving a Recognized Obligation Payment Schedule pursuant to Health and Safety Code Section 34177(l) for July 1, 2019 through June 30, 2020.

2. Determine that this action is exempt from the California Environmental Quality Act (CEQA), and direct staff to file a Notice of Exemption.

Approve Consent Calendar Item(s).

ELECTED OFFICIALS COMMUNICATIONS/COMMITTEE REPORTS:

A. Appointment of Chairperson and Vice-Chairperson for the Fontana Successor Agency

Adopt **Resolution No. SAR 2019-_____**, appointing a Chairperson and a Vice-Chairperson of the Fontana Successor Agency for a term of one year.

B. Elected Officials Communications/Committee Reports

EXECUTIVE DIRECTOR'S COMMUNICATIONS:

A. Executive Director Communications

ADJOURNMENT:

A. Adjournment

**MINUTES OF THE CITY OF FONTANA
REGULAR SUCCESSOR AGENCY MEETING
October 23, 2018
Grover W. Taylor Council Chambers**

CALL TO ORDER/ROLL CALL:

A. 7:00 P.M. Call the Meeting to Order

The Regular Meeting of The City of Fontana Successor Agency was held on Tuesday, October 23, 2018, in the Grover W. Taylor Council Chambers, 8353 Sierra Avenue, Fontana, California. Chairperson Warren called the meeting to order at 9:25 p.m.

ROLL CALL:

Present: Chairperson Warren, Agency Members Roberts, Tahan, Sandoval and Armendarez.

Absent: None.

PUBLIC COMMUNICATIONS:

A. Public Communications

There were no public communications received.

CONSENT CALENDAR:

ACTION: Motion was made by Agency Member Roberts, seconded by Agency Member Tahan, and passed by a vote of 5-0 to approve Consent Calendar Item "A-B" (AYES: Warren, Roberts, Tahan, Sandoval and Armendarez; NOES: None.) as follows:

A. Approval of Minutes

Approve the Minutes of the May 8, 2018, Regular Successor Agency Meeting.

B. Ten-Ninety, Ltd. – Third Quarter Statement of Development Costs – July 1, 2018 through September 30, 2018

Approve the Reimbursement of Ten-Ninety, Ltd., 2018 Third Quarter Statement of Development Costs, in the amount of \$80,658.11 (Jurupa Hills Redevelopment Project).

ELECTED OFFICIALS COMMUNICATIONS/COMMITTEE REPORTS:

A. Elected Officials Communications/Committee Reports

There were no public communications received.

EXECUTIVE DIRECTOR'S COMMUNICATIONS:

A. Executive Director Communications

There were no Elected Officials communications received.

ADJOURNMENT:

The Fontana Successor Agency meeting was adjourned by consensus at 9:26 p.m.

Tonia Lewis
Agency Secretary

Acquanetta Warren
Chairperson

ACTION REPORT
January 8, 2019

FROM: Department of Management Services

SUBJECT: Recognized Obligation Payment Schedule (ROPS) 19-20 from July 1, 2019, through June 30, 2020

RECOMMENDATION:

1. Adopt **Resolution No. SAR 2019-____** approving a Recognized Obligation Payment Schedule pursuant to Health and Safety Code Section 34177(l) for July 1, 2019 through June 30, 2020.
2. Determine that this action is exempt from the California Environmental Quality Act (CEQA), and direct staff to file a Notice of Exemption.

COMMITTEE GOALS:

* To practice sound fiscal management by producing timely and accurate financial information.

DISCUSSION:

AB 1X 26 dissolved the Fontana Redevelopment Agency (“Agency”) as of February 1, 2012. The City of Fontana (“RDA Successor Agency”) is the successor agency to the Agency.

One of the responsibilities of the RDA Successor Agency is to prepare a draft ROPS for each six (6) month fiscal period listing the nature, amount, and source(s) of payment of all outstanding “enforceable obligations” (as defined by law) of the dissolved Agency to be paid or performed by the RDA Successor Agency. Formerly, each ROPS was required to be forward-looking and show obligations over each six month fiscal period. Beginning with Fiscal Year 2016-17, each ROPS is required to show obligations over a one-year period.

The “enforceable obligations” listed in the ROPS may include the following: (1) bonds; (2) loans legally required to be repaid pursuant to a payment schedule with mandatory repayment terms; (3) payments required by the federal government preexisting obligations to the state or obligations imposed by state law; (4) judgments, settlements or binding arbitration decisions that bind the agency; (5) legally binding and enforceable agreements or contracts; (6) contracts or agreements necessary for the continued administration or operation of the agency, including agreements to purchase or rent office space, equipment and supplies; and (7) amounts borrowed from or payments owing to the Low and Moderate Income Housing Fund that had been deferred as of June 29, 2011.

Staff has completed the Recognized Obligation Payment Schedule for the period of

July 1, 2019 through June 30, 2020. These ROPS are to be submitted by the RDA Successor Agency to the County-Wide Oversight Board (scheduled for January 14, 2019) for approval with copies to the county and state at the same time. The approved ROPS are to be submitted by February 1, 2019, to the County of San Bernardino Auditor-Controller, the State Controller's office and the State Department of Finance and posted on the RDA Successor Agency's website.

FISCAL IMPACT:

No RDA Successor Agency funds are involved with approval of the draft ROPS. The ROPS simply lists outstanding obligations of the dissolved Agency that are to be performed by the RDA Successor Agency with existing or future tax increment revenues, subject to the payment priority provisions of AB 1X 26.

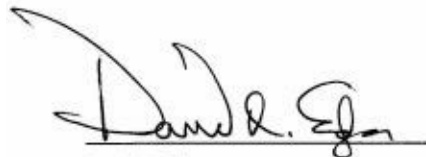
MOTION:

Approve staff recommendation.


SUBMITTED BY:

REVIEWED BY:


Lisa Strong
Management Services Director


David R. Edgar
Deputy City Manager

APPROVED BY:


Kenneth R. Hunt
City Manager

ATTACHMENTS:

Description:	Type:
Proposed Resolution	Resolution

ITEM: CC-B

RESOLUTION NO. SAR 2019-___

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FONTANA, CALIFORNIA, AS SUCCESSOR AGENCY TO THE DISSOLVED FONTANA REDEVELOPMENT AGENCY, APPROVING A RECOGNIZED OBLIGATION PAYMENT SCHEDULE PURSUANT TO HEALTH AND SAFETY CODE SECTIONS 34177(I) AND (o) FOR JULY 1, 2019 THROUGH JUNE 30, 2020

WHEREAS, pursuant to Health and Safety Code Section 34173(d), the City of Fontana (“City”) elected to be the Successor Agency to the dissolved Fontana Redevelopment Agency (“RDA Successor Agency”), as confirmed by Resolution No. 2012-001 adopted on January 10, 2012, and pursuant to Health and Safety Code Section 34173(g), the RDA Successor Agency is a separate legal entity from the City; and

WHEREAS, Health and Safety Code Section 34177(l)(2) and 34177(o), as adopted by AB 1x 26, adopted in June 2011, as modified by the Supreme Court opinion in *California Redevelopment Association, et al. v. Ana Matosantos, et al.*, Case No. S194861, and other subsequently adopted legislation, and Health and Safety Code Section 34177(o), as adopted by SB 107, signed by the Governor on September 22, 2015, require the RDA Successor Agency to prepare a “recognized obligation payment schedule” (“ROPS”) listing outstanding obligations of the Agency to be performed by the RDA Successor Agency during the time period from July 1, 2019 through June 30, 2020; and

WHEREAS, Health and Safety Code Section 34177(l)(2)(B) requires that the RDA Successor Agency submit a copy of the ROPS to the county administrative officer, the county auditor-controller, and the Department of Finance at the same time that the successor agency submits the ROPS to the oversight board for approval; and

WHEREAS, Health and Safety Code Section 34177(o)(1) requires that the ROPS for the period July 1, 2019 through June 30, 2020, shall be submitted by the RDA Successor Agency to the county auditor-controller, and the Department of Finance and be posted on the RDA Successor Agency’s Internet Web site, after approval by the oversight board, no later than February 1, 2019.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF FONTANA, AS SUCCESSOR AGENCY TO THE DISSOLVED FONTANA REDEVELOPMENT AGENCY, DOES HEREBY RESOLVE AND FIND AS FOLLOWS:

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

Section 2. CEQA Compliance. The approval of the draft ROPS through this Resolution does not commit the RDA Successor Agency to any action that may have a significant effect on the environment. As a result, such action does not constitute a project

Resolution No. SAR 2019-___

subject to the requirements of the California Environmental Quality Act. The City Clerk, acting on behalf of the RDA Successor Agency, is authorized and directed to file a Notice of Exemption with the appropriate official of the County of San Bernardino, California, within five (5) days following the date of adoption of this Resolution.

Section 3. Approval of ROPS. The RDA Successor Agency hereby approves the ROPS, in substantially the form attached to this Resolution as Exhibit A, pursuant to Health and Safety Code Section 34177.

Section 4. Transmittal of ROPS. The City Manager, acting on behalf of the RDA Successor Agency, is hereby authorized and directed to take any action necessary to carry out the purposes of this Resolution and comply with applicable law regarding preparation of the ROPS, including submission of the ROPS to the Oversight Board for approval with a copy of the ROPS submitted to the county administrative officer, the county auditor-controller, and the Department of Finance at the same time; and submission of the Oversight Board-approved ROPS to the county auditor-controller, and the Department of Finance, and posting on the RDA Successor Agency's Internet Web site no later than February 1, 2019.

Section 5. Severability. If any provision of this Resolution or the application of any such provision to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Resolution that can be given effect without the invalid provision or application, and to this end the provisions of this Resolution are severable. The RDA Successor Agency declares that the RDA Successor Agency would have adopted this Resolution irrespective of the invalidity of any particular portion of this Resolution.

Section 6. Certification. The City Clerk, acting on behalf of the RDA Successor Agency, shall certify to the adoption of this Resolution.

Section 7. Effective Date. This Resolution shall become effective immediately upon its adoption.

APPROVED and ADOPTED this 8th day of January, 2019.

READ AND APPROVED AS TO LEGAL FORM:

Agency Attorney

I, Tonia Lewis, City Clerk of the City of Fontana, California, and Ex-Officio Clerk of the RDA Successor Agency, do hereby certify that the foregoing Resolution is the actual Resolution duly and regularly adopted by the City Council of said City, acting as the

Resolution No. SAR 2019-____

Successor Agency to the dissolved Fontana Redevelopment Agency, at a regular meeting on the 8th day of January, 2019, by the following vote to-wit:

AYES:

NOES:

ABSENT:

City Clerk of the City of Fontana, and
Ex-Officio Clerk of the Successor Agency
to the Fontana Redevelopment Agency

Mayor of the City of Fontana, and
Chair of the Successor Agency to the
Fontana Redevelopment Agency

ATTEST:

Resolution No. SAR 2019-___

EXHIBIT A

RECOGNIZED OBLIGATION PAYMENT SCHEDULE
FOR JULY 1, 2019 THROUGH JUNE 30, 2020

[Attached behind this page]

Recognized Obligation Payment Schedule (ROPS 19-20) - Summary
Filed for the July 1, 2019 through June 30, 2020 Period

Successor Agency: Fontana
County: San Bernardino

Current Period Requested Funding for Enforceable Obligations (ROPS Detail)	19-20A Total (July - December)	19-20B Total (January - June)	ROPS 19-20 Total
A Enforceable Obligations Funded as Follows (B+C+D):	\$ 9,282,000	\$ -	\$ 9,282,000
B Bond Proceeds	-	-	-
C Reserve Balance	9,282,000	-	9,282,000
D Other Funds	-	-	-
E Redevelopment Property Tax Trust Fund (RPTTF) (F+G):	\$ 16,567,482	\$ 20,765,014	\$ 37,332,496
F RPTTF	16,044,317	20,241,849	36,286,166
G Administrative RPTTF	523,165	523,165	1,046,330
H Current Period Enforceable Obligations (A+E):	\$ 25,849,482	\$ 20,765,014	\$ 46,614,496

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

Name Title
/s/ _____
Signature Date

Fontana Recognized Obligation Payment Schedule (ROPS 19-20) - ROPS Detail

July 1, 2019 through June 30, 2020

(Report Amounts in Whole Dollars)

A	B	C	D	E	F	G	H	I	J	K	19-20A (July - December)					19-20B (January - June)					W	
											Fund Sources					Fund Sources						
											L	M	N	O	P	Q	R	S	T	U		V
Item #	Project Name/Debt Obligation	Obligation Type	Contract/Agreement Execution Date	Contract/Agreement Termination Date	Payee	Description/Project Scope	Project Area	Total Outstanding Debt or Obligation	Retired	ROPS 19-20 Total	Bond Proceeds	Reserve Balance	Other Funds	RPTTF	Admin RPTTF	19-20A Total	Bond Proceeds	Reserve Balance	Other Funds	RPTTF	Admin RPTTF	19-20B Total
6	1997A Tax Allocation Refunding	Bonds Issued On or Before	12/5/1997	10/1/2027	US Bank (Trustee)	Debt service for refunding bonds -	Jurupa Hills	\$ 515,165,432	Y	\$ 46,614,496	\$ 0	\$ 9,282,000	\$ 0	\$ 16,044,317	\$ 523,165	\$ 25,849,482	\$ 0	\$ 0	\$ 0	\$ 20,241,849	\$ 523,165	\$ 20,765,014
8	1997A Tax Allocation Refunding	Fees	12/5/1997	10/1/2027	US Bank (Trustee)	Trustee fees	Jurupa Hills	55,311	N	\$ 55,311				55,311		\$ 55,311						\$ -
10	1999A Tax Allocation Refunding	Bonds Issued On or Before	6/10/1999	10/1/2027	US Bank (Trustee)	Debt service for refunding bonds -	Jurupa Hills		Y	\$ -						\$ -						\$ -
12	1999A Tax Allocation Refunding	Fees	6/10/1999	10/1/2027	US Bank (Trustee)	Trustee fees	Jurupa Hills	8,610	N	\$ 8,610				8,610		\$ 8,610						\$ -
13	1999A Tax Allocation Refunding	Fees	6/10/1999	10/1/2027	Bond Logistix	Arbitrage rebate calculation fees	Jurupa Hills		Y	\$ -						\$ -						\$ -
25	1991 Jr Lien Tax Allocation Bonds	Bonds Issued On or Before	1/1/1991	6/10/2032	US Bank (Trustee)	Non-housing projects	North Fontana	55,657,086	N	\$ 4,281,314						\$ -				4,281,314		\$ 4,281,314
51	Owner Participation Agreement	OPA/DDA/Construction	1/1/1983	1/1/1983	Ten Ninety Ltd	Public improvement costs	Jurupa Hills	149,567,843	N	\$ 8,417,633				5,648,304		\$ 5,648,304				2,769,329		\$ 2,769,329
53	Lease Agreement	Miscellaneous	9/6/1994	9/6/2032	Earl Buchanan	Tamarind Basin lease agreement	Jurupa Hills	108,000	N	\$ 6,000				6,000		\$ 6,000						\$ -
68	Administrative Costs	Admin Costs	7/1/2019	6/30/2020	City of Fontana	Cost allocation plan for FY 2019/20 (limited to 3%)	All		N	\$ 1,046,330					523,165	\$ 523,165					523,165	\$ 523,165
88	2017A Tax Allocation Refunding	Bonds Issued After 12/31/10	12/6/2017	10/1/2036	US Bank (Trustee)	Debt service for bonds	Downtown, North Fontana, Sierra Corridor, SWIP	262,082,900	N	\$ 25,153,800		5,327,500		9,912,200		\$ 15,239,700				9,914,100		\$ 9,914,100
89	2017B Tax Allocation Refunding	Bonds Issued After 12/31/10	12/6/2017	10/1/2036	US Bank (Trustee)	Debt service for bonds	Downtown, North Fontana, Sierra Corridor, SWIP	8,112,719	N	\$ 1,076,137		300,000		388,006		\$ 688,006				388,131		\$ 388,131
90	2017A&B Tax Allocation Refunding	Fees	12/6/2017	10/1/2036	US Bank (Trustee)	Trustee fees	Downtown, North Fontana, Sierra Corridor, SWIP	284,828	N	\$ 15,000				15,000		\$ 15,000						\$ -
91	2018A Tax Allocation Refunding	Bonds Issued After 12/31/10	7/18/2018	10/1/2027	US Bank (Trustee)	Debt service for bonds	Jurupa Hills	39,197,250	N	\$ 6,543,475		3,654,500				\$ 3,654,500				2,888,975		\$ 2,888,975
92	2018A Tax Allocation Refunding	Fees	7/18/2018	10/1/2027	US Bank (Trustee)	Trustee fees	Jurupa Hills	90,000	N	\$ 10,000				10,000		\$ 10,000						\$ -
93	Prior payments exceeding authorization	Fees	7/1/2015	6/30/2018	US Bank (Trustee)	Trustee fees	Various	886	N	\$ 886				886		\$ 886						\$ -
94									N	\$ -						\$ -						\$ -
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Fontana Recognized Obligation Payment Schedule (ROPS 19-20) - Report of Cash Balances
July 1, 2016 through June 30, 2017
(Report Amounts in Whole Dollars)

Pursuant to Health and Safety Code section 34177 (l), Redevelopment Property Tax Trust Fund (RPTTF) may be listed as a source of payment on the ROPS, but only to the extent no other funding source is available or when payment from property tax revenues is required by an enforceable obligation. For tips on how to complete the Report of Cash Balances Form, see [Cash Balance Tips Sheet](#).

A	B	C	D	E	F	G	H
		Fund Sources					
		Bond Proceeds		Reserve Balance	Other Funds	RPTTF	
		Bonds issued on or before 12/31/10	Bonds issued on or after 01/01/11	Prior ROPS RPTTF and Reserve Balances retained for future period(s)	Rent, Grants, Interest, etc.	Non-Admin and Admin	Comments
	ROPS 16-17 Cash Balances (07/01/16 - 06/30/17)						
1	Beginning Available Cash Balance (Actual 07/01/16) RPTTF amount should exclude "A" period distribution amount	9,349,930		7,122,500	1,137,402	186,164	
2	Revenue/Income (Actual 06/30/17) RPTTF amount should tie to the ROPS 16-17 total distribution from the County Auditor-Controller	294,968				44,477,213	
3	Expenditures for ROPS 16-17 Enforceable Obligations (Actual 06/30/17)			7,122,500	655,872	36,990,217	
4	Retention of Available Cash Balance (Actual 06/30/17) RPTTF amount retained should only include the amounts distributed as reserve for future period(s)					7,470,000	
5	ROPS 16-17 RPTTF Prior Period Adjustment RPTTF amount should tie to the Agency's ROPS 16-17 PPA form submitted to the CAC	No entry required					17,710
6	Ending Actual Available Cash Balance (06/30/17) C to F = (1 + 2 - 3 - 4), G = (1 + 2 - 3 - 4 - 5)	\$ 9,644,898	\$ 0	\$ 0	\$ 481,530	\$ 185,450	

ACTION REPORT
January 8, 2019

FROM: Department of Administrative Services

SUBJECT: Appointment of Chairperson and Vice-Chairperson for the Fontana Successor Agency

RECOMMENDATION:

Adopt **Resolution No. SAR 2019-_____**, appointing a Chairperson and a Vice-Chairperson of the Fontana Successor Agency for a term of one year.

COMMITTEE GOALS:

- * To create a team by working together to provide stability and consistent policy direction.
- * To create a team by communicating Goals and Objectives to all sectors of the community.
- * To operate in a businesslike manner by becoming more service oriented.
- * To operate in a businesslike manner by correcting problems immediately.

DISCUSSION:

Pursuant to AB 1484, the redevelopment trailer bill, which was approved by Governor Brown on June 27, 2012, made several substantive and technical revisions to ABx1 26, the bill enacted in late June 2011 that directed the dissolution of all of California's redevelopment agencies.

Among the changes, California Health and Safety Code Section 34173 (g) now provides that a successor agency is to be considered a separate public entity from the public agency that provides for its governance and the two entities shall not merge. As a result, the Agency now seeks to nominate a new chairperson and vice-chairperson each year to serve for a term of one year.

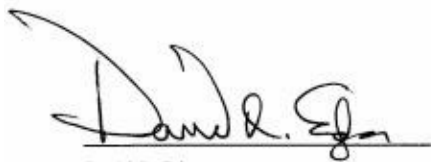
FISCAL IMPACT:

None.

MOTION:

Approve staff recommendation.

SUBMITTED BY:



David R. Edgar
Deputy City Manager

APPROVED BY:



Kenneth R. Hunt
City Manager

ATTACHMENTS:

Description:	Type:
2019 SA Chair-Vice Appointments Resolution	Resolution

ITEM: EO-A

RESOLUTION NO. SAR 2019-_____

A RESOLUTION OF THE FONTANA SUCCESSOR AGENCY TO APPOINT A CHAIRPERSON AND VICE-CHAIRPERSON OF THE FONTANA SUCCESSOR AGENCY FOR A TERM OF ONE YEAR.

WHEREAS, last year, ABx1 26 dissolved redevelopment agencies and community development agencies, as of February 1, 2012, and provided for the designation of successor agencies, and

WHEREAS, as recently revised by AB 1484, the redevelopment trailer bill, the Health and Safety Code section 34173 (g) now provides that a successor agency is to be considered a separate public entity from the public agency that provides for its governance and the two entities shall not merge; and

WHEREAS, the newly formed Fontana Successor Agency (“Agency”) must now select, appoint and employ such permanent and temporary officers, agents, counsel and employees as it requires; and

WHEREAS, the Agency desires and intends to elect a Chairperson and Vice-Chairperson at tonight’s meeting.

NOW, THEREFORE, be it resolved, determined, and ordered by the Fontana Successor Agency that,

Section 1. The Agency hereby elects _____ as Chairperson of the Agency, term to expire December, 2019.

Section 2. The Agency hereby elects _____ as Vice-Chairperson of the Agency, term to expire December, 2019.

Section 3. This Resolution shall take effect upon adoption.

APPROVED AND ADOPTED this 8th day of January 2019.

READ AND APPROVED AS TO FORM:

I, Tonia Lewis, Secretary of the Fontana Successor Agency do hereby certify that the foregoing resolution is the actual resolution duly and regularly adopted by the Fontana Successor Agency at a regular meeting on the 8th day of January 2019 by the following vote to wit:

AYES:
NOES:
ABSENT:
ABSTAIN:

Secretary of the Fontana Successor Agency

Chairperson of the Fontana Successor Agency

ATTEST:

Secretary of the Fontana Successor Agency