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**RESOLUTION NO. OB-03-13**

**A RESOLUTION OF THE OVERSIGHT BOARD OF THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY FOR THE CITY OF COLTON APPROVING AND ADOPTING A RECOGNIZED OBLIGATION PAYMENT SCHEDULE FOR JANUARY 1, 2014 THROUGH JUNE 30, 2014, PURSUANT TO HEALTH AND SAFETY CODE SECTION 34177**

**WHEREAS**, pursuant to Health and Safety Code section 34173(g), the Successor Agency to the Redevelopment Agency for the City of Colton (“RDA Successor Agency”) is a public entity, separate and distinct from the City of Colton; and

**WHEREAS**, Health and Safety Code section 34177 requires the RDA Successor Agency to prepare a “recognized obligation payment schedule” (“ROPS”), listing outstanding enforceable obligations of the former Redevelopment Agency for the City of Colton (“Agency”) to be performed by the RDA Successor Agency during the time period from January 1, 2014, through June 30, 2014 (“ROPS 13-14B”); and

**WHEREAS**, Health and Safety Code section 34177(l)(2)(B) requires the RDA Successor Agency to submit a copy of the ROPS 13-14B to the County of San Bernardino Administrative Officer, the County of San Bernardino Auditor-Controller and the State of California Department of Finance after the proposed ROPS 13-14B is approved by the RDA Successor Agency’s “oversight board” established pursuant to Health and Safety Code Section 34179 (“Oversight Board”); and

**WHEREAS**, the RDA Successor Agency is required to submit an Oversight Board approved ROPS 13-14B no later than October 1, 2013; and

**WHEREAS**, RDA Successor Agency staff prepared the ROPS 13-14B covering the time period from January 1, 2014 through June 30, 2014 listing all of the outstanding debts and obligations of the former Agency for the period; and

**WHEREAS**, Health and Safety Code sections 34177(m) and 34180(g) require the Oversight Board to approve the ROPS 13-14B; and

**WHEREAS**, Health and Safety Code section 34177(m) allows the State of California Department of Finance 45 days to review obligations listed on the Oversight Board approved ROPS 13-14B;

**NOW, THEREFORE, THE OVERSIGHT BOARD OF THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY FOR THE CITY OF COLTON, 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.

1        **Section 2. CEQA Compliance.** The approval of the ROPS 13-14B through this  
2 Resolution does not commit the Oversight Board to any action that may have a significant  
3 effect on the environment. As a result, such action does not constitute a project subject to the  
4 requirements of the California Environmental Quality Act. The Secretary of the Oversight  
5 Board is authorized and directed to file a Notice of Exemption under the California  
6 Environmental Quality Act with the appropriate official of the County of San Bernardino,  
7 California, within five (5) days following the date of adoption of this Resolution.

8        **Section 3. Approval of the ROPS 13-14B.** The Oversight Board hereby  
9 approves and adopts the ROPS 13-14B, as amended, and in substantially the form attached to  
10 this Resolution as Exhibit A, pursuant to Health and Safety Code Section 34177 and 34180.  
11 As directed by the Oversight Board, the ROPS 13-14B originally approved and adopted by  
12 the Successor Agency has been amended to include the following Prior Year Pass-Through  
13 Obligations not paid to applicable taxing entities:

- 14        • Rialto Unified School District \$494,506 payable from RPTTF
- 15        • San Bernardino Community College District \$894,259 payable from RPTTF
- 16        • San Bernardino Valley Municipal Water District \$8,539,642; \$79,773 payable  
17        from RPTTF and \$8,459,869 payable from funds held by the County Auditor  
18        Controller pursuant to San Bernardino County Superior Court Case No.  
19        CIVDS 1305441

20        **Section 4. Transmittal of the ROPS 13-14B.** The Oversight Board hereby  
21 authorizes and directs the Successor Agency to submit copies of the ROPS 13-14B approved  
22 by the Oversight Board to the State of California Department of Finance and the County of  
23 San Bernardino Auditor-Controller prior to October 1, 2013 in accordance with Health and  
24 Safety Code section 34177 and other applicable law.

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

**Section 6. Certification.** The Secretary of the Oversight Board shall certify to the  
adoption of this Resolution.

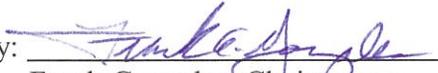
**Section 7. Effective Date.** Pursuant to Health and Safety Code section 34179(h),  
all actions taken by the Oversight Board may be reviewed by the State of California  
Department of Finance, and, therefore, this Resolution shall not be effective for five (5)  
business days after the date of its adoption, pending a request for review by the State of  
California Department of Finance. This Resolution shall become effective immediately upon  
its adoption.

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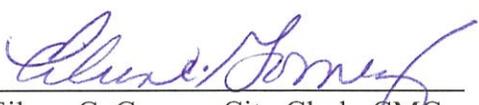
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**PASSED, APPROVED AND ADOPTED** this 26<sup>th</sup> day of September, 2013.

By:   
Frank Gonzales, Chairperson  
Oversight Board of the Successor Agency to  
the Redevelopment Agency for the City of  
Colton

*Attest:*

  
Eileen C. Gomez, City Clerk, CMC  
Secretary  
Oversight Board of the Successor Agency  
To the Redevelopment Agency for the City  
of Colton

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**EXHIBIT A**

**DRAFT RECOGNIZED OBLIGATION PAYMENT SCHEDULE**  
**Covering the period from January 1, 2014 through June 30, 2014**

**[Attached behind this page]**

## Recognized Obligation Payment Schedule (ROPS 13-14B) - Summary

Filed for the January 1, 2014 through June 30, 2014 Period

Name of Successor Agency: Colton  
 Name of County: San Bernardino

Current Period Requested Funding for Outstanding Debt or Obligation	Six-Month Total
<b>A Enforceable Obligations Funded with Non-Redevelopment Property Tax Trust Fund (RPTTF) Funding Sources (B+C+D):</b>	<b>\$ 8,459,869</b>
B Bond Proceeds Funding (ROPS Detail)	-
C Reserve Balance Funding (ROPS Detail)	-
D Other Funding (ROPS Detail)	8,459,869
<b>E Enforceable Obligations Funded with RPTTF Funding (F+G):</b>	<b>\$ 5,001,614</b>
F Non-Administrative Costs (ROPS Detail)	4,876,614
G Administrative Costs (ROPS Detail)	125,000
<b>H Current Period Enforceable Obligations (A+E):</b>	<b>\$ 13,461,483</b>

Successor Agency Self-Reported Prior Period Adjustment to Current Period RPTTF Requested Funding	
I Enforceable Obligations funded with RPTTF (E):	5,001,614
J Less Prior Period Adjustment (Report of Prior Period Adjustments Column U)	(83,050)
<b>K Adjusted Current Period RPTTF Requested Funding (I-J)</b>	<b>\$ 4,918,564</b>

County Auditor Controller Reported Prior Period Adjustment to Current Period RPTTF Requested Funding	
L Enforceable Obligations funded with RPTTF (E):	5,001,614
M Less Prior Period Adjustment (Report of Prior Period Adjustments Column AB)	-
<b>N Adjusted Current Period RPTTF Requested Funding (L-M)</b>	<b>5,001,614</b>

Certification of Oversight Board Chairman:  
 Pursuant to Section 34177(m) 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 agency.

  
 Name Title  
  
 Signature Date  
9/30/13

**Recognized Obligation Payment Schedule (ROPS) 13-14B - Report of Fund Balances**  
(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.

A	B	C	D	E	F	G	H	I	J	K	
		Fund Sources									
		Bond Proceeds		Reserve Balance		Other	RPTTF		Total		
		Bonds Issued on or before 12/31/10	Bonds Issued on or after 01/01/11	Review balances retained for approved enforceable obligations	RPTTF balances retained for bond reserves	Rent, Grants, Interest, Etc.	Non-Admin	Admin			
<b>Fund Balance Information by ROPS Period</b>											
<b>ROPS III Actuals (01/01/13 - 6/30/13)</b>											
1	Beginning Available Fund Balance (Actual 01/01/13) Note that for the RPTTF, 1 + 2 should tie to columns L and Q in the Report of Prior Period Adjustments (PPAs)						288,176		\$ 288,176		
2	Revenue/Income (Actual 06/30/13) Note that the RPTTF amounts should tie to the ROPS III distributions from the County Auditor-Controller					29,461	761,096	125,000	\$ 915,557		
3	Expenditures for ROPS III Enforceable Obligations (Actual 06/30/13) Note that for the RPTTF, 3 + 4 should tie to columns N and S in the Report of PPAs										
4	Retention of Available Fund Balance (Actual 06/30/13) Note that the Non-Admin RPTTF amount should only include the retention of reserves for debt service approved in ROPS III						988,092	125,000	\$ 1,113,092		
5	ROPS III RPTTF Prior Period Adjustment Note that the net Non-Admin and Admin RPTTF amounts should tie to columns O and T in the Report of PPAs.	No entry required.									
6	Ending Actual Available Fund Balance (1 + 2 - 3 - 4 - 5)	\$ -	\$ -	\$ -	\$ -	\$ 29,461	\$ 61,180	\$ -	\$ 83,050		
<b>ROPS 13-14A Estimate (07/01/13 - 12/31/13)</b>											
7	Beginning Available Fund Balance (Actual 07/01/13) (C, D, E, G, and I = 4 + 6, F = H4 + F6, and H = 5 + 6)	\$ -	\$ -	\$ -	\$ -	\$ 29,461	\$ 144,230	\$ -	\$ 90,641		
8	Revenue/Income (Estimate 12/31/13) Note that the RPTTF amounts should tie to the ROPS 13-14A distributions from the County Auditor-Controller										
9	Expenditures for 13-14A Enforceable Obligations (Estimate 12/31/13)						3,310,911	125,000	\$ 3,435,911		
10	Retention of Available Fund Balance (Estimate 12/31/13) Note that the RPTTF amounts may include the retention of reserves for debt service approved in ROPS 13-14A						3,381,519	125,000	\$ 3,506,519		
11	Ending Estimated Available Fund Balance (7 + 8 - 9 - 10)	\$ -	\$ -	\$ -	\$ -	\$ 29,461	\$ 73,622	\$ -	\$ 20,033		

**Recognized Obligation Payment Schedule (ROPS ) 13-14B - ROPS Detail**  
**January 1, 2014 through June 30, 2014**  
 (Report Amounts In Whole Dollars)

A Item #	B Project Name / Debt Obligation	C Obligation Type	D Contract/Agreement Execution Date	E Contract/Agreement Termination Date	F Payee	G Description/Project Scope	H Project Area	I Total Outstanding Debt or Obligation	J Retired	K, L, M, N Funding Source					P Six-Month Total
										Non-Redevelopment Property Tax Trust Fund (Non-RPTTF)					
										RPTTF		RPTTF			
										Bond Proceeds	Reserve Balance	Other Funds	Non-Admin	Admin	
1	1998 Tax Allocation Bonds Series A & B	Bonds Issued On or Before 12/31/10	4/1/1998	8/1/2018	US Bank	Bond issue to fund capital projects	RR20-RG01, RR24-RG01	\$ 64,099,167	N	\$ -	\$ -	\$ 8,459,869	\$ 4,870,914	\$ 125,000	\$ 13,461,483
2	1999 Tax Allocation Bonds	Bonds Issued On or Before 12/31/10	8/1/1999	9/1/2030	US Bank	Bond issue to fund capital projects	RR28-RG01, RR25-RG01	27,696,836	N				499,100		\$ 499,100
3	2004 Tax Allocation Bonds	Bonds Issued On or Before 12/31/10	7/1/2004	8/1/2028	US Bank	Bond issue to fund housing projects	RR28-RG01, RR25-RG01	10,620,423	N				389,887		\$ 389,887
4	CIEDB Loan Agreement	Improvement/Infrastructure	4/30/2002	7/1/2021	I Bank	Infrastructure loan	RR24-RG01	7,172,280	N				116,609		\$ 116,609
5	Participation/Cooperation Agreement	OPA/DDA/Construction	8/1/1998	7/15/2027	East Valley Land Co.	Ownership Participation Agreement	RR24-RG01	1,345,469	N				17,282		\$ 17,282
6	Price Company DDA	OPA/DDA/Construction	10/1/1986	9/1/2036	Price Company	Disposition & Development Agmt/Promissory Note	RR25-RG01	1,831,235	N				74,350		\$ 74,350
7	TABS Administration Fees	Fees	4/1/1998	9/1/2036	US Bank	TABS Administration Fees	RR28-RG01, RR25-RG01, Low/Mod Housing	2,460,172	N				11,550		\$ 11,550
8	TABS Arbitrage Fees	Fees	9/1/2011	9/1/2030	Willdan Financial Services	Arbitrage calculations	RR28-RG01, RR25-RG01, Low/Mod Housing	11,550	N				-		\$ -
9	TABS Continuing Disclosures	Fees	2/1/2012	9/1/2036	Hdl Coren & Cone	Annual Continuing Disclosures & Disseminations	RR28-RG01, RR25-RG01, Low/Mod Housing	2,500	N				-		\$ -
10	TABS Continuing Disclosures	Fees	2/1/2012	9/1/2036	Hdl Coren & Cone	Annual Continuing Disclosures & Disseminations	RR28-RG01, RR25-RG01, Low/Mod Housing	5,000	N				12,000		\$ 12,000
10	Reassessment District (RAD) 00-1	Bonds Issued On or Before 12/31/10	12/1/2000	9/1/2019	Union Bank	Bond issue to fund housing projects	Low/Mod Housing	-	Y				-		\$ -
11	RAD 00-1 Administration Fees	Bonds Issued On or Before 12/31/10	12/1/2000	9/1/2019	NBS	Assessment calculation fees	Low/Mod Housing	-	Y				-		\$ -
12	East Cooley Drive (11.2 acres)	Property Dispositions	2/1/2012	7/29/2016	City of Colton as SA staff	Project Management of Land Sale by SA	RR24-RG01	150,000	N				150,000		\$ 150,000
13	Appraisal Report	Property Dispositions	2/1/2012	7/29/2016	TBD	Determination of Fair Market Land Value	RR24-RG01	8,000	N				8,000		\$ 8,000
14	Title Report	Property Dispositions	2/1/2012	7/29/2016	Chicago Title	Title Report per parcel	RR24-RG01	2,000	N				2,000		\$ 2,000
15	Phase I Analysis	Property Dispositions	2/1/2012	7/29/2016	TBD	Determination of Soils Condition	RR24-RG01	5,000	N				5,000		\$ 5,000
16	Escrow Closing Cost to Seller	Property Dispositions	2/1/2012	7/29/2016	City of Colton as SA	Seller's share of closing costs	RR24-RG01	10,000	N				10,000		\$ 10,000
17	Property Maintenance	Property Dispositions	2/1/2012	7/29/2016	City of Colton as SA	Weed abatement of site until sold	RR24-RG01	5,000	N				5,000		\$ 5,000
18	Brokerage Commission	Property Dispositions	2/1/2012	7/29/2016	TBD	Seller pays 6% brokerage fees	RR24-RG01	148,361	N				148,361		\$ 148,361
19	For Sale Marketing/Legal Notices	Property Dispositions	2/1/2012	7/29/2016	City of Colton as SA	Printed materials for sale of land	RR24-RG01	5,000	N				5,000		\$ 5,000
20	Legal Fees	Property Dispositions	2/1/2012	7/29/2016	Best Best & Krieger	Legal documents for land sale	RR24-RG01	50,000	N				50,000		\$ 50,000
21	101 Units Affordable Sr. Housing	OPA/DDA/Construction	7/1/2012	12/18/2012	Colton Housing Authority	Replacement per H&S Code Sec. 33413(a)	Original Site	-	Y				-		\$ -
22	8 Parcels - West Valley (22.2 acres)	Property Dispositions	2/1/2012	7/15/2027	City of Colton as SA staff	Project Management of Land Sale by SA	RR25-RG01	150,000	N				-		\$ -
23	Development Planning	Property Dispositions	2/1/2012	7/15/2027	TBD	Planning for maximum land use & value	RR25-RG01	100,000	N				-		\$ -

**Recognized Obligation Payment Schedule (ROPS ) 13-14B - ROPS Detail**  
**January 1, 2014 through June 30, 2014**  
 (Report Amounts in Whole Dollars)

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	Funding Source					Six-Month Total		
										Non-Redevelopment Property Tax Trust Fund (Non-RPTTF)							
										Bond Proceeds		Reserve Balance		Other Funds		RPTTF	
														Non-Admin		Admin	
24	Appraisal Report (6 reports @ \$5,000)	Property Dispositions	2/1/2012	7/15/2027	TBD	Determination of Fair Market Land Value	RR25-RG01	49,000	N							\$ -	
25	Title Report (6 @ \$500)	Property Dispositions	2/1/2012	7/15/2027	Chicago Title	Title Reports per parcel	RR25-RG01	3,000	N							\$ -	
26	Phase I Analysis (6 @ \$5,000)	Property Dispositions	2/1/2012	7/15/2027	TBD	Determination of Soils Condition	RR25-RG01	30,000	N							\$ -	
27	Seller Closing Cost (6 @ \$10,000)	Property Dispositions	2/1/2012	7/15/2027	City of Colton as SA	Seller's share of closing costs	RR25-RG01	60,000	N							\$ -	
28	Property Maintenance (6 @ \$2,500)	Property Dispositions	2/1/2012	7/15/2027	City of Colton as SA	Weed abatement of site until sold	RR25-RG01	15,000	N							\$ -	
29	Brokerage Commission	Property Dispositions	2/1/2012	7/15/2027	TBD	Seller pays 6% brokerage fees	RR25-RG01	464,008	N							\$ -	
30	For Sale Marketing/Legal Notices	Property Dispositions	2/1/2012	7/15/2027	City of Colton as SA	Printed materials for sale of land	RR25-RG01	50,000	N							\$ -	
31	Legal Fees	Property Dispositions	2/1/2012	7/15/2027	Best Best & Krieger	Legal documents (multiple land sales)	RR25-RG01	75,000	N							\$ -	
32	Successor Agency	Admin Costs	1/1/2014	8/30/2014	Best Best & Krieger	Legal Services	All	8,661	N						6,661	\$ 8,661	
33	Successor Agency	Admin Costs	1/1/2014	8/30/2014	City of Colton	Personnel Costs	All	118,339	N						118,339	\$ 118,339	
34	Rancho Mill Project area	SERAF/ERAF	8/30/2010	9/1/2038	Low/Mod Project area	SERAF	RR18-RG01	75,000	N				75,000			\$ 75,000	
35	Mt. Vernon Project area	SERAF/ERAF	8/30/2010	9/1/2038	Low/Mod Project area	SERAF	RR25-RG01	442,977	N				442,977			\$ 442,977	
36	Downtown 1 Project area	SERAF/ERAF	8/30/2010	9/1/2038	Low/Mod Project area	SERAF	RR21-RG01	50,000	N				50,000			\$ 50,000	
37	Downtown 2 Project area	SERAF/ERAF	8/30/2010	9/1/2038	Low/Mod Project area	SERAF	RR22-RG01	450,000	N				450,000			\$ 450,000	
38	West Valley Project area	SERAF/ERAF	8/30/2010	9/1/2038	Low/Mod Project area	SERAF	RR25-RG01	442,975	N				442,975			\$ 442,975	
39	Santa River Project area	SERAF/ERAF	8/30/2010	9/1/2038	Low/Mod Project area	SERAF	RR20-RG01	442,975	N				442,975			\$ 442,975	
40	Passthrough Agreements - Mt. Vernon DS	Miscellaneous	8/30/1987	8/30/2012	SB Valley Municipal Water District	Prior year contractual pass-throughs	RR28-RG01	2,189,447	N			2,164,489		34,958		\$ 2,189,447	
41	Passthrough Agreements - Santa Ana River DS	Miscellaneous	3/7/1983	8/30/2012	SB Valley Municipal Water District	Prior year contractual pass-throughs	RR20-RG01	4,936,176	N			4,913,841		22,335		\$ 4,936,176	
42	Passthrough Agreements - Santa Ana River DS	Miscellaneous	3/18/1983	8/30/2012	SB Valley Community College District	Prior year contractual pass-throughs	RR20-RG01	894,259	N					894,259		\$ 894,259	
43	Passthrough Agreements - Santa Ana River DS	Miscellaneous	10/1/1985	8/30/2012	Colton Joint Unified School District	Pass throughs	RR20-RG01	-	Y							\$ -	
44	Passthrough Agreements - West Valley DS	Miscellaneous	9/18/1988	8/30/2012	SB Valley Municipal Water District	Prior year contractual pass-throughs	RR25-RG01	1,404,019	N			1,381,539		22,480		\$ 1,404,019	
45	Passthrough Agreements - West Valley DS	Miscellaneous	10/8/1988	8/30/2012	Rialto Unified School District	Prior year contractual pass-throughs	RR25-RG01	494,606	N					494,606		\$ 494,606	
46	Statutory Payments	Miscellaneous	3/1/1983	8/30/2012	San Bernardino County	Pass throughs	All	-	Y							\$ -	
47	Due Diligence Review	Dissolution Audits	10/30/2012	12/31/2012	Lance, Soil & Lunghard	AB 1484 Due Diligence Review	All	-	Y							\$ -	





**CERTIFICATION**

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STATE OF CALIFORNIA            )  
COUNTY OF SAN BERNARDINO )     ss.  
CITY OF COLTON                )

I, EILEEN C. GOMEZ, Secretary of the Oversight Board of the Successor Agency to the Redevelopment Agency for the City of Colton, do hereby certify that the foregoing Resolution No. OB-03-13 was duly and regularly adopted by the Oversight Board of the Successor Agency to the Redevelopment Agency for the City of Colton at a regular meeting thereof on the 26<sup>th</sup> day of September, 2013 and that the same was passed and adopted by the following vote, to wit:

AYES: CHAIR GONZALES, VICE CHAIR MITCHELL, BICKERSTAFF,  
SAKS, AYALA

NOES: MORGAN

ABSENT: HENRY

ABSTAIN:



Eileen C. Gomez, Secretary  
Oversight Board of the Successor Agency to  
the Redevelopment Agency for the City of  
Colton