



**AGENDA**  
**NEWMAN REDEVELOPMENT SUCCESSOR AGENCY**  
**OVERSIGHT BOARD**  
**REGULAR MEETING FEBRUARY 14, 2013**  
**CITY COUNCIL CHAMBERS, 3:30 P.M., 938 FRESNO STREET**

1. Call To Order.
2. Roll Call.
3. Items from the Public - Non-Agenda Items.
4. Approval Of Minutes From The December 13, 2012 Meeting. ([View Minutes](#))
5. Regular Business
  - a. Adopt Resolution No. 2013- , A Resolution Of The Newman Redevelopment Successor Agency Oversight Board Approving A Recognized Obligation Payment Schedule Pursuant To Health And Safety Code Section 34177(m). ([View Report](#))
6. Items From Board Members.
7. Items From The City Manager And Staff.
8. Adjournment.



**MINUTES**  
**NEWMAN REDEVELOPMENT SUCCESSOR AGENCY**  
**OVERSIGHT BOARD**  
**REGULAR MEETING DECEMBER 13, 2012**  
**CITY COUNCIL CHAMBERS, 3:30 P.M., 938 FRESNO STREET**

1. **Call To Order** – Vice-Chairperson Ocasio 3:30 P.M.
2. **Roll Call - PRESENT:** Board Members - Jim DeMartini, Anne DeMartini, Hunewill, Lucas  
And Ocasio.  
**ABSENT:** Felt And Hutchins.
3. **Items from the Public - Non-Agenda Items** – None.

4. **Approval Of Minutes From The November 8, 2012 Meeting.**

**ACTION:** On Motion By Jim DeMartini Seconded By Hunewill, The Minutes From The November 8, 2012 Meeting Were Approved By The Following Vote: AYES: Jim DeMartini, Anne DeMartini, Hunewill And Lucas; NOES: None; ABSENT: Felt And Hutchins; NOT PARTICIPATING: Ocasio.

5. **Regular Business**

- a. Adopt Resolution No. 2012-6, A Resolution Of The Newman Redevelopment Successor Agency Oversight Board, Accepting The Due Diligence Audit Of RDA Funds “Other” Than Low And Moderate Income Housing Fund.

**ACTION:** On Motion By Anne DeMartini Seconded By Lucas And Unanimously Carried, Resolution No. 2012-6, A Resolution Of The Newman Redevelopment Successor Agency Oversight Board, Accepting The Due Diligence Audit Of RDA Funds “Other” Than Low And Moderate Income Housing Fund, Was Adopted.

6. **Items From Board Members** – None.

7. **Items From The City Manager And Staff.**

City Manager Holland Noted That He Anticipates That The Oversight Board Will Meet Quarterly In The Future. Holland Reported That The Agency/Board Is In Escrow For The Property Located At 2161 “L” Street With Carolyn Beach And That He Expects To Close Escrow Near The End Of The Calendar Year. He Noted That The Next Meeting Was Tentatively Scheduled For January 17, 2013 At 3:30 P.M. And That The Purpose Of The Meeting Would Be To Allow The Board To Consider Adoption Of The Next ROPS.

8. **Adjournment.**

**ACTION:** On Motion By Ocasio Seconded By Lucas And Unanimously Carried, The Meeting Was Adjourned At 3:36 P.M.

Honorable Chairman and Members of the  
Newman Redevelopment Successor Agency  
Oversight Board

**Agenda Item: 5.a.**  
Board Meeting  
of February 14, 2013

**RESOLUTION OF THE NEWMAN REDEVELOPMENT SUCCESSOR AGENCY OVERSIGHT BOARD,  
APPROVING A RECOGNIZED OBLIGATION PAYMENT SCHEDULE PURSUANT TO  
HEALTH AND SAFETY CODE SECTION 34177(m)**

**RECOMMENDATION:**

It is recommended that the Oversight Board adopt Resolution No. 2013- approving the Recognized Obligation Payment Schedule (ROPS) pursuant to Health and Safety Code section 34177(m).

**BACKGROUND:**

Pursuant to Health and Safety Code Section 34172, the Redevelopment Agency of the City of Newman (“Agency”) was dissolved as of February 1, 2012. The City of Newman (“RDA Successor Agency”) is the successor agency of the Agency. The Oversight Board is responsible for approving the actions of the RDA Successor Agency pursuant to Health and Safety Code Section 34179.

**ANALYSIS:**

Pursuant to Health and Safety Code Section 34177(m) successor agencies are to prepare the July 1 to December 31, 2013 ROPS listing all of the outstanding debts and obligations of the former Agency, for that period, and submit the ROPS to the Oversight Board for approval. Once approved by the Oversight board it is to be forwarded to the Department of Finance and the County Auditor-Controller. ROPS must be submitted to the Department of Finance 90 days prior to the property tax distribution dates to avoid a penalty. The property tax distribution dates are on January 2<sup>nd</sup> and June 1<sup>st</sup>. The submission deadline dates are October 4<sup>th</sup> and March 3<sup>rd</sup>. Successor agencies will be assessed a \$10,000 per day penalty for failure to timely submit the ROPS (section 34177(m)(2)).

The Department of Finance ROPS reporting format contains five pages; Contact page, Summary page, ROPS for new period, ROPS for recently completed period, and notes. The “Summary” page has three main sections: the total outstanding debt or obligation to end of the Agency (this figure includes estimations), the current period outstanding debt or obligation (July 1, 2013 to December 31, 2013) and the prior completed period Redevelopment Property Tax Trust Fund (RPTTF) distribution less actual payments (July 1, 2012 to December 31, 2012). For July 1, 2013 to December 31, 2013 we list \$398,564 in obligations (\$316,008 in obligations and \$82,556 in administrative allowance).

The Department of Finance has 45 days to make any determinations on the ROPS. Within 5 days of notification of any Department of Finance determinations successor agencies may request additional review and meet and confer.

**CEQA**

The actions taken by enactment of this Resolution does not commit the Oversight Board to any actions that may have a significant effect on the environment. As a result, this action does not constitute a project subject to the requirements of the California Environmental Quality Act.

**FISCAL IMPACT:**

There is no impact to the Oversight Board. No funds are involved with the approval of the ROPS.

**CONCLUSION:**

Staff recommends that the Oversight Board adopt Resolution No. 2013- approving the Recognized Obligation Payment Schedule.

**ATTACHMENTS:**

1. Resolution No. 2013-
2. Exhibit A – Recognized Obligation Payment Schedule pages 1-5

Respectfully submitted,



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Lewis A. Humphries  
Finance Director

**REVIEWED/CONCUR**



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Michael Holland  
City Manager

**RESOLUTION NO. 2013-**

**A RESOLUTION OF THE NEWMAN REDEVELOPMENT SUCCESSOR AGENCY  
OVERSIGHT BOARD APPROVING A RECOGNIZED OBLIGATION PAYMENT  
SCHEDULE PURSUANT TO HEALTH AND SAFETY CODE SECTION 34177(m)**

**WHEREAS**, pursuant to Health and Safety Code Section 34173(d), the City of Newman (“RDA Successor Agency”) is the successor agency to the dissolved Redevelopment Agency of the City of Newman (“Agency”); and

**WHEREAS**, the Oversight Board is the RDA Successor Agency’s oversight board pursuant to Health and Safety Code Section 34179(a); and

**WHEREAS**, Health and Safety Code Section 34177(m), requires 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, 2013, through December 31, 2013; and

**WHEREAS**, Health and Safety Code Section 34177(m) requires the RDA Successor Agency to submit this period ROPS to the Department of Finance and County Auditor-Controller for review at least 90 days prior to property tax distribution dates (90 days prior being March 3, 2013);

**NOW, THEREFORE, THE NEWMAN REDEVELOPMENT SUCCESSOR AGENCY  
OVERSIGHT BOARD DOES HEREBY RESOLVE AS FOLLOWS:**

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

CEQA Compliance. The approval of the ROPS through this Resolution does not commit the Oversight Board to any action that may have a significant effect on the environment. As a result, such action does not constitute a project subject to the requirements of the California Environmental Quality Act.

Approval of the ROPS. The Oversight Board hereby approves and adopts the ROPS, in substantially the form attached to this Resolution as Exhibit A, pursuant to Health and Safety Code Section 34177.

Implementation. The Oversight Board hereby directs the RDA Successor Agency to submit copies of the ROPS approved by the Oversight Board to all required agencies after the effective date of this Resolution, and to post the ROPS on the RDA Successor Agency’s website.

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 Oversight Board declares that the Oversight Board would have adopted this Resolution irrespective of the invalidity of any particular portion of this Resolution.

Certification. The City Clerk of the City of Newman, acting on behalf of the Oversight Board as its Secretary, shall certify to the adoption of this Resolution.

Effective Date. Pursuant to Health and Safety Code Section 34177(m), all actions taken by the Oversight Board may be reviewed by the State of California Department of Finance within 45 days during which time the Department of Finance will provide a determination.

The foregoing resolution was introduced at a regular meeting of the Newman Redevelopment Successor Agency Oversight Board held on the 14<sup>th</sup> of February, 2013 by Board Member \_\_\_\_\_, who moved its adoption, which motion was duly seconded and it was upon roll call carried and the resolution adopted by the following roll call vote:

AYES:  
NOES:  
ABSENT:

APPROVED:

\_\_\_\_\_  
Chairman of the Newman Redevelopment  
Successor Agency Oversight Board

ATTEST:

\_\_\_\_\_  
Secretary of the Newman Redevelopment  
Successor Agency Oversight Board

# SUCCESSOR AGENCY CONTACT INFORMATION

## Successor Agency

ID: **365**  
County: **Stanislaus**  
Successor Agency: **Newman**

## Primary Contact

Honorific (Ms, Mr, Mrs)	
First Name	<b>Lewis</b>
Last Name	<b>Humphries</b>
Title	<b>Finance Director</b>
Address	<b>938 Fresno Street</b>
City	<b>Newman</b>
State	<b>CA</b>
Zip	<b>95360</b>
Phone Number	<b>209-862-3725</b>
Email Address	<b>lhumphries@cityofnewman.com</b>

## Secondary Contact

Honorific (Ms, Mr, Mrs)	
First Name	<b>Michael</b>
Last Name	<b>Holland</b>
Title	<b>City Manager</b>
Phone Number	<b>209-862-3725</b>
Email Address	<b>mholland@cityofnewman.com</b>

**SUMMARY OF RECOGNIZED OBLIGATION PAYMENT SCHEDULE**

Filed for the July 1, 2013 to December 31, 2013 Period

Name of Successor Agency: **NEWMAN (STANISLAUS)**

Outstanding Debt or Obligation	Total
Total Outstanding Debt or Obligation	\$7,988,484

Current Period Outstanding Debt or Obligation	Six-Month Total
A Available Revenues Other Than Anticipated RPTTF Funding	\$0
B Enforceable Obligations Funded with RPTTF	\$316,008
C Administrative Allowance Funded with RPTTF	\$82,556
D Total RPTTF Funded (B + C = D)	\$398,564
E Total Current Period Outstanding Debt or Obligation (A + B + C = E) <i>Should be same amount as ROPS form six-month total</i>	\$398,564
F Enter Total Six-Month Anticipated RPTTF Funding	\$0
G Variance (F - D = G) <i>Maximum RPTTF Allowable should not exceed Total Anticipated RPTTF Funding</i>	(\$398,564)

**Prior Period (July 1, 2012 through December 31, 2012) Estimated vs. Actual Payments** (as required in HSC section 34186 (a))

H Enter Estimated Obligations Funded by RPTTF ( <i>lesser of Finance's approved RPTTF amount including admin allowance or the actual amount distributed</i> )	\$225,242
I Enter Actual Obligations Paid with RPTTF	\$189,289
J Enter Actual Administrative Expenses Paid with RPTTF	\$80,005
K Adjustment to Redevelopment Obligation Retirement Fund (H - (I + J) = K)	\$0
L Adjustment to RPTTF (D - K = L)	\$398,564

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.

Don Hutchins

Name

Chairman

Title

/s/

Signature

2/14/2013

Date





