

SUCCESSOR AGENCY CITY OF BRISBANE

OVERSIGHT BOARD MEETING DATE: May 9, 2012

ITEM TITLE: July-December 2012 ROPS

RECOMMENDATION:

Review and approve ROPS for July 2012 through December 2012.

FISCAL IMPLICATIONS:

This is how we can access property tax (formerly tax increment) to pay for the bonds issued for redevelopment. Without the ROPS, we will not receive any funding.

BACKGROUND:

The State of California adopted ABx 1 26 on June 28, 2011 and the California Supreme Court upheld that law on December 28, 2011, effectively dissolving all Redevelopment Agencies in the state as of January 31, 2012. This law requires that recognized obligations be approved by the Successor Agency and by the Oversight Board bi-annually. The ROPS for July – December 2012 is due by May 11, 2012.

The Successor Agency adopted its first ROPS for the period January through June 2012, on February 21, 2012. The ROPS was reviewed and commented upon by auditors hired by the County. The auditors commented given the current law there was not a clear indication that the loans between the RDA and the City should be repaid or the loan between the RDA and the Low/Mod Housing Fund. The Oversight Board reviewed the ROPS and the County Auditor's comments and concluded that the obligations in fact did exist between these entities and the RDA but current law did not provide for their repayment. The Oversight Board decided to leave the obligations on the ROPS but to not provide for repayment until such time as the law changes. There are currently several bills introduced in the State Legislature which may change the repayment status of these obligations.

The State Department of Finance has also reviewed our initial ROPS and provided similar comments that the County Auditor did; these obligations should not be placed on an Enforceable Obligation Payment Schedule. Staff replied to the Department of Finance stating the direction the Oversight Board provided. We have not heard back from them yet.

Discussion:

Our ROPS is primarily the debt service payments due on the 1998 Housing Bonds, the 2001A Refunding bonds and a portion of the 2005 Lease Revenue bonds that refinanced the 1995 COPs. By law, the Successor Agency is entitled to a minimum administration fee of \$250,000 per year.

Attachments:

Recognized Obligation Payment Schedule for July-December 2012.

A handwritten signature in cursive script, appearing to read "Betsy Cooper", is written over a solid horizontal line.

Betsy Cooper
Financial Services Manager

Recognized Obligation Payment Schedule

Project Name / Debt Obligation	Project Area #1	Payee	Description	Total Outstanding Debt or Obligation	Total Due During Fiscal Year	Funding Source	Payments by month 2012					Total	
							July	August	September	October	November		December
1 2001 Tax Allocation Bond		Brisbane Financing Authority	Non-housing projects	27,845,700.00	1,932,200.00	A					788,600.00	\$ 788,600.00	
2 Completion of 2001 Marina Refinancing		City of Brisbane	Development of Marina	2,823,082.00		A						\$ -	
3 2001 Tax Allocation Bond		Bank of New York	Trustee Costs for processing bond issue	52,200.00	3,800.00	A						\$ -	
4 2001 Tax Allocation Bond		NBS Government Finance	Continuing Disclosure Costs & 1915 Act Administration	34,300.00	2,450.00	A					1,700.00	\$ 1,700.00	
5 Due to Housing Fund		City of Brisbane (housing successor agency)	Deferred Housing Set-Aside	4,660,836.00		D						\$ -	
Project Area #2													
6 2005 Lease Revenue Bond		Brisbane Financing Authority	Non-housing projects	1,318,221.00	217,246.96	A				21,247.73		\$ 21,247.73	
7 2005 Lease Revenue Bond		Bank of New York	Trustee Costs for processing bond issue	15,070.00	2,500.00	A						\$ -	
8 1998 Tax Allocation Bond		Bank of New York	Housing projects	1,885,044.00	117,780.00	A			84,590.00			\$ 84,590.00	
9 1998 Tax Allocation Bond		Bank of New York	Trustee Costs for processing bond issue	33,920.00	2,120.00	A						\$ -	
10 RDA 2 Revenue Shortfall		City of Brisbane	Housing Fund Payments	1,964,534.00		A						\$ -	
Agency Wide													
11 Annual Administrative Costs		City of Brisbane	Administration of Successor Agency	250,000.00	250,000.00	C	18,166.67	18,166.67	18,166.66	18,166.67	18,166.67	18,166.66	\$ 18,166.66
Totals - This Page				\$ 40,729,017.00	\$ 2,528,096.96		\$ 18,166.67	\$ 18,166.67	\$ 102,756.66	\$ 39,414.40	\$ 788,466.67	\$ 18,166.66	\$ 995,137.73

Source of Payment
 A) Redevelopment Property Tax Trust Fund
 B) Reserve Balance
 C) Administrative cost allowance
 D) Low and Moderate Income Housing Reserves