

**AMENDED AGENDA**

**SPECIAL BRENTWOOD OVERSIGHT BOARD AGENDA**  
**150 CITY PARK WAY, 2<sup>ND</sup> FLOOR TERRACE VIEW CONFERENCE ROOM**

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Pursuant to Section 54956 of the California Government Code, a special meeting of the City Council is hereby called for: **Monday, September 21, 2015 at 10:00 a.m.** or as soon thereafter as possible.

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**SPECIAL BRENTWOOD OVERSIGHT BOARD AGENDA**

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MEETING AGENDA

1. Call to Order and Roll Call
2. Public Comment – *At this time the public is permitted to address the Board on items that are **not** on the agenda. Persons addressing the Board are required to limit their remarks to five (5) minutes unless an extension of time is granted by the Board.*
3. Approval of minutes from August 19, 2015 (M. Wimberly)
4. **THIS ITEM HAS BEEN UPDATED** Consideration of the Administrative Budget and Recognized Obligation Payment Schedule (ROPS) 15-16B for January – June 2016 and authorizing the City Manager, Assistant Director of Administrative Services and/or their designees, in consultation with legal counsel, to make minor adjustments thereto as necessary to secure approval of the ROPS and Administrative Budget by the State Department of Finance and to submit the ROPS to the entities required pursuant to the Health and Safety Code. (G. Vina/K. Breen).
5. Informational report regarding property tax allocations. (G. Vina/K. Breen)
6. Suggestions for future agenda items
7. Adjournment

Dated: September 18, 2015

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**NOTICE**

In compliance with the Americans with Disabilities Act, the meeting room is wheelchair accessible and disabled parking is available at the Police Department parking lot. If you are a person with a disability and you need disability-related modifications or accommodations to participate in this meeting, please contact the City Clerk's Office at (925) 516-5440 or fax (925) 516-5441. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. {28 CFR 35.102-35, 104 ADA Title II}

**POSTING STATEMENT**

On September 18, 2015, a true and correct copy of this notice was posted on the City Hall Bulletin Board, outside City Hall, 150 City Park Way, Brentwood, CA 94513 and at our website [www.brentwoodca.gov](http://www.brentwoodca.gov)

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**Oversight Board  
Special Meeting Minutes  
August 19, 2015  
Brentwood City Hall  
Terrace View Conference Room**

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Present: Steve Barr, Bob Brockman, Pam Ehler, Brian Swisher, Eric Volta  
Absent: Bill Hill, Kevin Horan,

1. Call to Order – Brian Swisher called the meeting to order at 4:07 p.m.
2. Public Comment – None.
3. Consideration of minutes from February 23, 2015 – M/S/C/U (Volta/Barr) to approve the minutes from the February 23, 2015 meeting, motion carried by the following vote:

AYES: Barr, Brockman, Ehler, , Swisher, Horan, Volta  
NOES: None  
ABSENT: Hill, Horan  
ABSTAIN: None

4. Approve the amendment, extending the legal services agreement with Wendel Rosen Black & Dean, LLP for a period of one year. (M. Wimberly)

Margaret Wimberly, Secretary, provided an overview of the staff report.

Motion/seconded Volta/Barr to approve amendment, extending the legal services agreement with Wendel Rosen Black & Dean, LLP for a period of one year. Motion carried unanimously by the following vote:

AYES: Barr, Brockman, Ehler, Hill, Swisher, Horan, Volta  
NOES: None  
ABSENT: None  
ABSTAIN: None

5. Acceptance of a loan from the City of Brentwood for litigation related expenses and authorizing the Successor Agency Executive Director to execute a Loan Agreement and Promissory Note and to take actions necessary to effectuate this intent including placing the Loan Agreement and uses of the Loan proceeds on the Recognized Obligation Payment Schedule. (G. Vina/K. Breen)

Following a presentation of the staff report by Kerry Breen, Assistant Director of Administrative Services a discussion ensued.

Motion/seconded Volta/Horan a motion to adopt Resolution 2015-03, authorizing the acceptance of a loan from the City of Brentwood for litigation related expenses and authorizing the Successor Agency Executive Director to execute a Loan Agreement and Promissory Note and to take actions necessary to effectuate this intent including placing the Loan Agreement and uses of the Loan proceeds on the Recognized Obligation Payment Schedule. Motion carried by the following vote:

AYES: Barr, Brockman, Ehler, Swisher  
NOES: Volta  
ABSENT: Hill, Horan  
ABSTAIN: None

6. A Resolution approving and authorizing the City Attorney, as Successor Agency General Counsel, to execute agreements or amendments for Fiscal Year 2015/16 with Burke, Williams and Sorensen for Successor Agency general legal services and for litigation services; and with Greines, Martin, Stein and Richland for litigation services (D. Brower)

City Attorney Brower provided an overview of the staff report and a discussion ensued.

Motion/seconded Swisher/Ehler motion to adopt Resolution 2015-04 approving and authorizing the City Attorney, as Successor Agency General Counsel, to execute agreements or amendments for Fiscal Year 2015/16 with Burke, Williams and Sorensen for Successor Agency general legal services and for litigation services; and with Greines, Martin, Stein and Richland for litigation services Motion carried by the following vote:

AYES: Barr, Brockman, Ehler, Hill, Swisher, Volta  
NOES: None  
ABSENT: Hill, Horan  
ABSTAIN: None

7. Suggestions for future agenda items Volta requested a report on the Property Tax Increment and ERAF.
8. The meeting was adjourned at 4:25 p.m.

## CITY OF BRENTWOOD OVERSIGHT BOARD 4

**Meeting Date:** September 21, 2015

**Subject/Title:** Consideration of the Administrative Budget and Recognized Obligation Payment Schedule (ROPS) 15-16B for January – June 2016 and authorizing the City Manager, Assistant Director of Administrative Services and/or their designees, in consultation with legal counsel, to make minor adjustments thereto as necessary to secure approval of the ROPS and Administrative Budget by the State Department of Finance and to submit the ROPS to the entities required pursuant to the Health and Safety Code

**Submitted by:** Kerry Breen, Assistant Director of Administrative Services

**Approved by:** Gus Vina, City Manager

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### RECOMMENDATION

Adopt a Resolution approving the Administrative Budget and Recognized Obligation Payment Schedule (ROPS) 15-16B for January – June 2016 and authorizing the City Manager, Assistant Director of Administrative Services and/or their designees, in consultation with legal counsel, to make minor adjustments thereto as necessary to secure approval of the ROPS and Administrative Budget by the State Department of Finance and to submit the ROPS to the entities required pursuant to the Health and Safety Code.

### PREVIOUS ACTION

On September 17, 2014, the City of Brentwood Oversight Board adopted Resolution 2014-02 approving the Administrative Budget and the ROPS of the Successor Agency of the City of Brentwood for the period of January 1, 2015 – June 30, 2015 (ROPS 14-15B).

On February 23, 2015 the City of Brentwood Oversight Board adopted Resolution 2015-02 approving the Administrative Budget and the ROPS of the Successor Agency of the City of Brentwood for the period of July 2015 – December 2015 (ROPS 15-16A).

On August 19, 2015 the City of Brentwood Oversight Board adopted Resolution 2015-03 authorizing the acceptance of a loan from the City of Brentwood for litigation related expenses and cash flow needs between ROPS periods and authorizing the Successor Agency Executive Director to execute a loan agreement and promissory note and to take actions necessary to effectuate this intent including placing the loan agreement and uses of the loan proceeds on the ROPS.

### BACKGROUND

By law, a Successor Agency is required to prepare a forward looking Recognized Obligation Payment Schedule (ROPS) which covers six months of Successor Agency financial obligations, commonly referred to as “Enforceable Obligations”. A Successor Agency may expend funds only for items on an approved ROPS. The ROPS presented for consideration covers the January – June 2016 time period.

Should the ROPS be approved by the Oversight Board it will then be submitted to Successor Agency Board for consideration of approval and then to the State Department of Finance (DOF) for their review and approval. In the event of a dispute between the Successor Agency and the DOF regarding a line item on the ROPS the Successor Agency may request an additional

review by the DOF and has the opportunity to meet and confer on disputed items. The decision made by the DOF following a meet and confer session is considered the final administrative appeal, with litigation being the only means of settling any unresolved disputes following meet and confer sessions.

The DOF prescribes the method and form requirements for the ROPS, and has established a template which has remained similar for the past several ROPS. The DOF's reporting application (Redevelopment Agency Dissolution Web Application or "RAD App") allows agencies to validate a ROPS through their online portal prior to bringing it to the Oversight Board for approval, thus reducing the risks that the DOF may invalidate a ROPS due to an administrative or technical error after submission. In addition, the RAD App maintains a continuous numbering system for each enforceable obligation so that a single enforceable obligation will always be referred to by the same reference number throughout the entirety of all future ROPS reports. The reporting template includes the following five interlinked reporting pages:

- Summary Page, which summarizes funding request totals from the ROPS line item detail pages, prior period adjustment pages, and changes from the County Auditor Controller;
- Cash Balance Page, which summarizes the amount of any excess funds available through a reconciliation of any unspent proceeds remaining from the ROPS 14-15A (January 2015 – June 2015) time period as calculated on the Prior Period Adjustments page;
- ROPS Detail Page, where all the individual enforceable obligations of the Successor Agency are listed, along with the funding requirements for the January 2016 – June 2016 timeframe;
- Prior Period Adjustments Page, which lists the individual line items from ROPS 14-15B, including the amounts received and spent, in order to determine if excess funds are available; and
- Notes Page, which is an optional page where agencies can include additional clarifying information pertaining to any of the items listed on the ROPS Detail page.

The Successor Agency is reporting excess funds on the Cash Balance page of \$93,880 relating to \$93,285 of investment earnings received and \$595 of unspent RPTTF funds remaining from the ROPS 14-15B. The unspent funds were allocated for investment and trustee fees which came in slightly under projections. These remaining balances will serve to reduce the Successor Agency's future RPTTF allocations, as the DOF requires remaining funds to be spent prior to future RPTTF allocations.

The ROPS Detail Page includes a total of \$2,199,913 of enforceable obligations for the January 2016 – June 2016 time frame. As described above, in the future there will be a reconciliation of the RPTTF allocation that the Successor Agency receives for ROPS 15-16B against expenses which actually occur. Funds received for expenses listed on the ROPS which do not actually occur will be deducted from future RPTTF allocations. In this way, the Successor Agency is only provided sufficient funds to meet actual, rather than projected, expenses.

Of the items listed on the ROPS, a total of \$805,092 is necessary to meet debt service payment obligations; \$1,455 is to reimburse the City for expenses associated with debt service management; \$900 is for investment/trustee related expenses and \$125,000 is listed as being paid from the Successor Agency's annual \$250,000 administrative allowance. These expenses, totaling \$932,447 have all been consistently approved by the DOF on prior ROPS.

New to this ROPS is a request for enforceable obligation funding for the unfunded pension and retiree medical benefits of the former Redevelopment Agency staff that existed at the time of

dissolution. California Health and Safety Code Section 34171 (d)(1)(C) dictates that enforceable obligations include “...*legally enforceable payments required in connection with the agencies’ employees, including but not limited to, pension payments, pension obligation debt service, unemployment payments, or other obligations conferred through a collective bargaining agreement...*”.

The former Redevelopment Agency’s unfunded obligation amounts were calculated by the actuarial firm of Bartel Associates. Attached to this staff report is an actuarial report prepared by Bartel Associates which details the obligations of the former Redevelopment Agency and contains an actuarial certification. Bartel Associates has calculated an unfunded pension liability of \$376,000 and an unfunded retiree medical liability of \$343,000. The unfunded retiree medical obligation is reduced by a \$6,000 contribution made by the Successor Agency on a previous ROPS to arrive at a remaining obligation of \$337,000.

The ROPS also lists repayment to the City for funds that the City loaned the Successor Agency for litigation costs. Line 34 of the ROPS lists the sum of \$194,760 to reimburse the City for a loan to the Successor Agency for litigation expenses incurred by the Successor Agency in connection with Sacramento Superior Court case no. 34-2013-80001568 (Brentwood v. California Department of Finance et al.). Line 35 lists the sum of \$159,706 to reimburse the City for a loan to the Successor Agency for litigation expenses incurred by the Successor Agency in connection with Third District Court of Appeal case no. C076343 (Brentwood v. California Department of Finance, et al.) Line 36 lists the sum of \$200,000 to reimburse the City for an anticipated loan to the Successor Agency to cover litigation costs associated with the appeal of the aforementioned case to the California Supreme Court. Pursuant to Health and Safety Code Sections 34171(b) and 34171(d) (1)(F), agreements regarding litigation expenses related to assets and obligations are considered to be enforceable obligations payable separately from the administrative budget. If the actual expenses incurred through the end of this ROPS period are less than the estimated amount, any remaining funds would be returned and redistributed to the other taxing entities.

As mentioned above, the Successor Agency is allocated an administrative cost allowance of \$250,000 per year. The Successor Agency is also required to prepare an administrative budget which supports the amount requested for administrative reimbursement. The Successor Agency is required to submit the proposed administrative budget to the Oversight Board for its approval. The ROPS includes payment of \$125,000 for the second six months of administrative cost reimbursements for FY 2015/16. Total City administrative costs for the 2015/16 fiscal year are expected to well exceed the \$250,000 reimbursement limit. The Administrative Budget was prepared pursuant to Health and Safety Code Section 34177(j) for the period January through June 2016.

The Administrative Budget was prepared and is presented in a manner to correspond to the three elements described for the Administrative Budget in Health and Safety Code Section 34177(j)(1), (2), and (3). The Administrative Budget documents that the Successor Agency’s “administrative cost allowance”, as defined and authorized pursuant to Health and Safety Code Section 34171(b), is \$125,000 for the second six months of the 2015/16 fiscal year. As called for in Health and Safety Code Section 34177(k), and as documented in the Administrative Budget and the ROPS, the Successor Agency will report to the County Auditor-Controller that its administrative cost allowance to be paid from property taxes deposited in the Redevelopment Property Tax Trust Fund (as further described in Part B below) pursuant to Health and Safety Code Section 34183(a)(3) is the amount of \$125,000 for the January – June 2016 timeframe.

A. Estimated Amounts For Successor Agency Administrative Costs For January – June 2016 (Health and Safety Code Section 34177(j)(1))

January - June 2016 Administrative Costs	Cost
Staff support	\$ 66,052.51
Annual Reporting and Compliance	\$ 82,716.72
Total Administrative Costs, January 2016 - June 2016	<b>\$ 148,769.23</b>
<b>Maximum administrative cost reimbursement January 2016 - June 2016</b>	<b>\$ 125,000.00</b>

Activities may be added, revised, or deleted from this listing as necessary and appropriate during the course of the former Redevelopment Agency wind-down process. Costs shown for each activity are estimates only. Actual costs required for each activity may be higher or lower than the amount shown.

B. Proposed Source of Payment for Above-Identified Administrative Costs (Health and Safety Code Section 34177(j)(2))

As authorized pursuant to Health and Safety Code Section 34183(a)(3), the proposed source of payment for the administrative costs identified in Part A above is the Redevelopment Property Tax Trust Fund established and maintained by the County Auditor- Controller pursuant to Health and Safety Code Section 34170.5(b).

C. Proposals for Arrangements for Administration and Operations Services (Health and Safety Code Section 34177(j)(3))

The Successor Agency has arranged with the City of Brentwood to provide the staff services and office materials and equipment to administer the responsibilities of the Successor Agency, and will draw upon services of outside legal and financial consultants to provide special services for the wind-down of the former Brentwood Redevelopment Agency to the extent City staff lacks the necessary expertise or capacity.

**FISCAL IMPACT**

The adoption of the ROPS allows the Successor Agency to pay the former Agency’s obligations of the former Brentwood Redevelopment Agency in an orderly manner as the process of dissolution continues. We expect the next receipt of the Redevelopment Property Tax Trust Fund payment to be received in January 2016, and those proceeds will be used to fund the ROPS 15-16B obligations. The Administrative Budget allows for reimbursement of \$125,000 of administrative costs for the January – June 2016 time period. A total of \$250,000 in administrative cost reimbursements have been requested for 2015/16 fiscal year in total.

Attachments

Resolution

Exhibit “A” – Recognized Obligation Payment Schedule January - June 2016

Exhibit “B” – Successor Agency Administrative Budget January - June 2016

Exhibit “C” – Actuarial Letter Regarding CalPERS and OPEB Unfunded Liability Estimates

**OVERSIGHT BOARD RESOLUTION NO.**

**A RESOLUTION OF THE OVERSIGHT BOARD FOR THE SUCCESSOR AGENCY CITY OF BRENTWOOD APPROVING THE ADMINISTRATIVE BUDGET AND THE RECOGNIZED OBLIGATION PAYMENT SCHEDULE OF THE SUCCESSOR AGENCY CITY OF BRENTWOOD FOR JANUARY 2015 – JUNE 2016 AND AUTHORIZING THE CITY MANAGER, ASSISTANT DIRECTOR OF ADMINISTRATIVE SERVICES AND/OR THEIR DESIGNEES, IN CONSULTATION WITH LEGAL COUNSEL, TO MAKE MINOR ADJUSTMENTS THERETO AS NECESSARY TO SECURE APPROVAL OF THE ROPS AND ADMINISTRATIVE BUDGET BY THE STATE DEPARTMENT OF FINANCE AND TO SUBMIT THE ROPS TO THE ENTITIES REQUIRED PURSUANT TO THE HEALTH AND SAFETY CODE.**

**WHEREAS**, Section 34177 (l) and (m) of the Health and Safety Code require successor agency to the former City of Brentwood Redevelopment Agency (“Successor Agency”) to submit to the State Department of Finance (“DOF”), the State Controller, and the Contra Costa County Auditor-Controller (“County Auditor”), by October 5, 2015, a Recognized Obligation Payment Schedule (“ROPS”) for the period January 1, 2016 through June 30, 2016; and

**WHEREAS**, the ROPS contains the enforceable obligation commitments of the Successor Agency for the January - June 2016 timeframe; and

**WHEREAS**, Health and Safety Code §34177(j) requires the Oversight Board to approve an Administrative Budget for administrative costs of the Successor Agency; and

**WHEREAS**, the Administrative Budget has been prepared and is being presented in three parts to correspond to the three elements described for the Administrative Budget in Health and Safety Code Section 34177(j)(1), (2), and (3); and

**WHEREAS**, the Administrative Budget documents that the Successor Agency's "administrative cost allowance", as defined and authorized pursuant to Health and Safety Code Section 34171(b), is \$125,000 for the January - June 2016 time period; and

**WHEREAS**, the Successor Agency will report to the County Auditor-Controller that its administrative cost allowance to be paid from property taxes deposited in the Redevelopment Property Tax Trust Fund pursuant to Health and Safety Code Section 34183(a)(3) is the amount of \$125,000 for the January - June 2016 time period; and

**WHEREAS**, as authorized pursuant to Health and Safety Code Section 34183(a)(3), the proposed source of payment for the administrative costs is the Redevelopment Property Tax Trust Fund established and maintained by the County Auditor- Controller pursuant to Health and Safety Code Section 34170.5(b); and

**WHEREAS**, the Successor Agency has arranged with the City of Brentwood to provide the staff services and office materials and equipment to administer the responsibilities of the Successor Agency.

**NOW, THEREFORE BE IT RESOLVED AS FOLLOWS:**

1. The Recognized Obligation Payment Schedule for the period January 1 – June 30, 2016, in the forms attached to this resolution and incorporated herein by reference, is hereby approved.

2. The staff of the Successor Agency is hereby directed to submit the ROPS to the State Department of Finance, the State Controller and the Contra Costa County Auditor-Controller and post the ROPS on the Successor Agency's website in accordance with Health and Safety Code Section 34177(l)(2)(C), and to cooperate with DOF to the extent necessary to obtain DOF's acceptance of the each ROPS line item, including, if necessary, making modifications to the ROPS determined by the Successor Agency's Assistant Director of Administrative Services, in consultation with the Successor Agency's counsel, to be reasonable and financially feasible to meet its legally required financial obligations.

3. The Oversight Board hereby approves the Administrative Budget for January - June 2016, in substantially the form attached to the Resolution as Exhibit "B", as required by Health and Safety Code §34177(j).

4. The City Manager, Assistant Director of Administrative Services and/or their designees, on behalf of the Successor Agency, is hereby authorized and directed to undertake actions necessary to carry out the purposes of this Resolution including, without limitation, the execution of documents and all other actions, subject to any minor conforming, technical or clarifying changes approved to form by legal counsel.

5. This Resolution shall take effect immediately upon its adoption.

**PASSED, APPROVED AND ADOPTED** by the Oversight Board for the Successor Agency City of Brentwood at a special meeting held on September 21, 2015, by the following vote:

**Recognized Obligation Payment Schedule (ROPS 15-16B) - Summary**

Filed for the January 1, 2016 through June 30, 2016 Period

**Name of Successor Agency:** Brentwood  
**Name of County:** Contra Costa

<b>Current Period Requested Funding for Outstanding Debt or Obligation</b>		<b>Six-Month Total</b>
<b>Enforceable Obligations Funded with Non-Redevelopment Property Tax Trust Fund (RPTTF) Funding</b>		
<b>A Sources (B+C+D):</b>		<b>\$ 93,285</b>
B Bond Proceeds Funding (ROPS Detail)		-
C Reserve Balance Funding (ROPS Detail)		-
D Other Funding (ROPS Detail)		93,285
<b>E Enforceable Obligations Funded with RPTTF Funding (F+G):</b>		<b>\$ 2,106,628</b>
F Non-Administrative Costs (ROPS Detail)		1,981,628
G Administrative Costs (ROPS Detail)		125,000
<b>H Total Current Period Enforceable Obligations (A+E):</b>		<b>\$ 2,199,913</b>

<b>Successor Agency Self-Reported Prior Period Adjustment to Current Period RPTTF Requested Funding</b>		
I Enforceable Obligations funded with RPTTF (E):		2,106,628
J Less Prior Period Adjustment (Report of Prior Period Adjustments Column S)		(595)
<b>K Adjusted Current Period RPTTF Requested Funding (I-J)</b>		<b>\$ 2,106,033</b>

<b>County Auditor Controller Reported Prior Period Adjustment to Current Period RPTTF Requested Funding</b>		
L Enforceable Obligations funded with RPTTF (E):		2,106,628
M Less Prior Period Adjustment (Report of Prior Period Adjustments Column AA)		-
<b>N Adjusted Current Period RPTTF Requested Funding (L-M)</b>		<b>2,106,628</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  
/s/ \_\_\_\_\_  
Signature Date



**Brentwood Recognized Obligation Payment Schedule (ROPS 15-16B) - Report of Cash 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. For tips on how to complete the Report of Cash Balances Form, see [\[ INSERT URL LINK TO CASH BALANCE TIPS SHEET \]](#)

A	B	C	D	E	F	G	H	I	
		<b>Fund Sources</b>							
		<b>Bond Proceeds</b>		<b>Reserve Balance</b>		<b>Other</b>	<b>RPTTF</b>		
	<b>Cash Balance Information by ROPS Period</b>	Bonds Issued on or before 12/31/10	Bonds Issued on or after 01/01/11	Prior ROPS period balances and DDR RPTTF balances retained	Prior ROPS RPTTF distributed as reserve for future period(s)	Rent, Grants, Interest, Etc.	Non-Admin and Admin	<b>Comments</b>	
<b>ROPS 14-15B Actuals (01/01/15 - 06/30/15)</b>									
1	<b>Beginning Available Cash Balance (Actual 01/01/15)</b>					123,827	408		
2	<b>Revenue/Income (Actual 06/30/15)</b> RPTTF amounts should tie to the ROPS 14-15B distribution from the County Auditor-Controller during January 2015					93,285	809,014		
3	<b>Expenditures for ROPS 14-15B Enforceable Obligations (Actual 06/30/15)</b> RPTTF amounts, H3 plus H4 should equal total reported actual expenditures in the Report of PPA, Columns L and Q					62,005	808,601		
4	<b>Retention of Available Cash Balance (Actual 06/30/15)</b> RPTTF amount retained should only include the amounts distributed as reserve for future period(s)					-	-		
5	<b>ROPS 14-15B RPTTF Prior Period Adjustment</b> RPTTF amount should tie to the self-reported ROPS 14-15B PPA in the Report of PPA, Column S	No entry required						595	
6	<b>Ending Actual Available Cash Balance</b> C to G = (1 + 2 - 3 - 4), H = (1 + 2 - 3 - 4 - 5)	\$ -	\$ -	\$ -	\$ -	\$ 155,107	\$ 226		
<b>ROPS 15-16A Estimate (07/01/15 - 12/31/15)</b>									
7	<b>Beginning Available Cash Balance (Actual 07/01/15)</b> (C, D, E, G = 4 + 6, F = H4 + F4 + F6, and H = 5 + 6)	\$ -	\$ -	\$ -	\$ -	\$ 155,107	\$ 821		
8	<b>Revenue/Income (Estimate 12/31/15)</b> RPTTF amounts should tie to the ROPS 14-15B distribution from the County Auditor-Controller during June 2015						1,768,168		
9	<b>Expenditures for ROPS 14-15B Enforceable Obligations (Estimate 12/31/15)</b>					61,822	1,768,394		
10	<b>Retention of Available Cash Balance (Estimate 12/31/15)</b> RPTTF amount retained should only include the amounts distributed as reserve for future period(s)						-		
11	<b>Ending Estimated Available Cash Balance (7 + 8 - 9 - 10)</b>	\$ -	\$ -	\$ -	\$ -	\$ 93,285	\$ 595		

Brentwood Recognized Obligation Payment Schedule (ROPS 15-16B) - Report of Prior Period Adjustments  
 Reported for the ROPS 14-15B (January 1, 2015 through June 30, 2015) Period Pursuant to Health and Safety Code (HSC) section 34186 (a)  
 (Report Amounts in Whole Dollars)

**ROPS 14-15B Successor Agency (SA) Self-reported Prior Period Adjustments (PPA):** Pursuant to HSC Section 34186 (a), SAs are required to report the differences between their actual available funding and their actual expenditures for the ROPS 14-15B (January through June 2015) period. The amount of Redevelopment Property Tax Trust Fund (RPTTF) approved for the ROPS 15-16B (January through June 2016) period will be offset by the SA's self-reported ROPS 14-15B prior period adjustment. HSC Section 34186 (a) also specifies that the prior period adjustments self-reported by SAs are subject to audit by the county auditor-controller (CAC) and the State Controller.

A	B	C	D	E	F	G	H	I	J	K	L	M	N	O	P	Q	R	S	T	
Item #	Project Name / Debt Obligation	Non-RPTTF Expenditures						RPTTF Expenditures											Net SA Non-Admin and Admin PPA (Amount Used to Offset ROPS 15-16B Requested RPTTF)	SA Comments
		Bond Proceeds		Reserve Balance		Other Funds		Non-Admin				Admin				Net Difference (M+R)				
		Authorized	Actual	Authorized	Actual	Authorized	Actual	Authorized	Available RPTTF (ROPS 14-15B distributed + all other available as of 01/1/15)	Net Lesser of Authorized / Available	Actual	Difference (If K is less than L, the difference is zero)	Authorized	Available RPTTF (ROPS 14-15B distributed + all other available as of 01/1/15)	Net Lesser of Authorized / Available		Actual	Difference (If total actual exceeds total authorized, the total difference is zero)		
		\$ -	\$ -	\$ -	\$ -	\$ 62,005	\$ 62,005	\$ 764,527	\$ 764,527	\$ 764,527	\$ 763,932	\$ 595	\$ 44,669	\$ 44,669	\$ 44,669	\$ 44,669	\$ -	\$ 595		
1	Bonds - Debt	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	\$ -	
2	Bonds - Debt	-	-	-	-	-	-	388,650	388,650	388,650	388,650	-	-	-	-	-	-	-	\$ -	
3	Bonds - Debt Service	-	-	-	-	62,005	62,005	373,522	373,522	373,522	373,522	-	-	-	-	-	-	-	\$ -	
4	Enforceable Agreements - Debt Service Processing	-	-	-	-	-	-	1,455	1,455	1,455	1,455	-	-	-	-	-	-	-	\$ -	
5	Legally Binding - Administrative Cost Allowance	-	-	-	-	-	-	-	-	-	-	-	44,669	44,669	-	44,669	-	-	\$ -	
6	Contracts for Administration of Agency - General Need	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	\$ -	
9	Contract for General Legal Assistance	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	\$ -	
11	Payments - Required by State (annual audit)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	\$ -	
13	Enforceable Contracts - City Park CIP	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	\$ -	
14	Enforceable Contracts - Community Center CIP	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	\$ -	
20	Payments - Pension Obligations	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	\$ -	
24	Enforceable Contracts - Legal Serv for Oversight Board	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	\$ -	
26	Contract for General Legal Assistance	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	\$ -	
27	Enforceable Contracts - Trustee Fees	-	-	-	-	-	-	100	100	100	-	100	-	-	-	-	-	-	\$ 100	
28	Enforceable Contracts - Investment Management Fees	-	-	-	-	-	-	750	750	750	258	492	-	-	-	-	-	-	\$ 492	
29	Enforceable Contracts - Investment Account Maint Fees	-	-	-	-	-	-	50	50	50	47	3	-	-	-	-	-	-	\$ 3	

**Brentwood Recognized Obligation Payment Schedule (ROPS 15-16B) - Notes**  
**January 1, 2016 through June 30, 2016**

<b>Item #</b>	<b>Notes/Comments</b>
34	Line 34 of the ROPS lists the sum of \$194,760 to reimburse the City for a loan it provided to the Successor Agency to cover litigation expenses incurred to date by the Successor Agency in connection with Sacramento Superior Court case no. 34-2013-80001568 (Brentwood v. California Department of Finance et al.). Pursuant to Health and Safety Code Sections 34171(b) and 34171(d) (1)(F), agreements regarding litigation expenses related to assets and obligations are considered to be enforceable obligations payable separately from the administrative budget.
35	Line 35 lists the sum of \$159,706 to reimburse the City for a loan it provided to the Successor Agency to cover litigation expenses incurred by the Successor Agency in connection with Third District Court of Appeal case no. C076343 (Brentwood v. California Department of Finance, et al.) Pursuant to Health and Safety Code Sections 34171(b) and 34171(d) (1)(F), agreements regarding litigation expenses related to assets and obligations are considered to be enforceable obligations payable separately from the administrative budget.
36	Line 36 lists the sum of \$200,000 to reimburse the City for an anticipated loan to the Successor Agency to cover litigation expenses anticipated to be incurred through December 31, 2015 in connection with a petition for review by the California Supreme Court of the appellate ruling in Third District Court of Appeal case no. C076343, and hearing before such Court if the petition is granted. Pursuant to Health and Safety Code Sections 34171(b) and 34171(d) (1)(F), agreements regarding litigation expenses related to assets and obligations are considered to be enforceable obligations payable separately from the administrative budget. If the actual expenses incurred through the end of this ROPS period are less than the estimated amount, any remaining funds would be returned and redistributed to the other taxing entities.

**BRENTWOOD SUCCESSOR AGENCY  
ADMINISTRATIVE BUDGET  
JANUARY 2016 - JUNE 2016**

<b>January - June 2016 Administrative Costs</b>	<b>Cost</b>
Staff support	\$ 66,052.51
Annual Reporting and Compliance	\$ 82,716.72
Total Administrative Costs, January 2016 - June 2016	<b>\$ 148,769.23</b>
<b>Maximum administrative cost reimbursement January 2016 - June 2016</b>	<b>\$ 125,000.00</b>

## CITY OF BRENTWOOD OVERSIGHT BOARD 5

**Meeting Date:** September 21, 2015

**Subject/Title:** Informational report regarding property tax allocations

**Submitted by:** Kerry Breen, Assistant Director of Administrative Services

**Approved by:** Gus Vina, City Manager

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### RECOMMENDATION

Receive informational report regarding property tax allocations.

### PREVIOUS ACTION

At the meeting of August 19, 2015 the Oversight Board requested a future agenda item discussing the allocation of property taxes allocated to the Redevelopment Property Tax Trust Fund.

### BACKGROUND

The statutes governing the dissolution of redevelopment agencies in California provided that the tax increment previously allocated to a redevelopment agency would instead be allocated to a County maintained Redevelopment Property Tax Trust Fund (RPTTF). Funds deposited in the RPTTF would be used to pay enforceable obligations of the dissolved redevelopment agency, along with pass through requirements and administrative costs of the County. Any funds remaining in the RPTTF after the obligations are paid are deemed "residual funds" and are allocated to the "affected taxing entities" within the boundaries of the former redevelopment agency. For reference, over the past twelve months the Brentwood RPTTF had residual funds of \$1.87 million which have been distributed to the affected taxing entities. The majority of funds (56.6%) are allocated to K-14 Schools, as shown in the table below:

<u>Agency</u>	<u>Amount</u>	<u>Percentage</u>
City of Brentwood General:	\$ 253,742	13.6%
Contra Costa County General:	\$ 187,731	10.0%
Special Districts:	\$ 367,589	19.7%
K-12 Schools:	\$ 608,853	32.6%
Community Colleges:	\$ 86,311	4.7%
County Office of Education:	\$ 33,951	1.8%
ERAF (State Funds for Education):	<u>\$ 327,992</u>	<u>17.6%</u>
Total Distribution:	1,866,169	100.0%

The "Special Districts" category includes over a dozen agencies, the largest of which are the East Contra Costa Fire Protection District (approximate allocation of 6.6%); East Contra Costa Irrigation (approximately 3.6%); and Brentwood Recreation and Parks (approximately 3.1%).

### FISCAL IMPACT

None

Attachments:

None