

CITY OF HEALDSBURG

RESOLUTION NO. 24-2012

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HEALDSBURG ACTING AS SUCCESSOR AGENCY TO THE FORMER REDEVELOPMENT AGENCY OF THE CITY OF HEALDSBURG PURSUANT TO HEALTH AND SAFETY CODE SECTION 34171(j), ADOPTING AN AMENDED ENFORCEABLE OBLIGATION PAYMENT SCHEDULE PURSUANT TO HEALTH AND SAFETY CODE SECTION 34177(a)(1)

WHEREAS, pursuant to Health and Safety Code Section 34171(j) and Resolution No. 11-2012 adopted January 30, 2012, the City Council of the City of Healdsburg ("City") is the successor agency ("Successor Agency") to the former Redevelopment Agency of the City of Healdsburg ("Agency"), which was dissolved as of February 1, 2012; and

WHEREAS, the liability of the City acting as Successor Agency is limited pursuant to Health and Safety Code Section 34173(e) and other applicable law; and

WHEREAS, pursuant to Health and Safety Code Section 34169(g), on August 22, 2011, the Agency adopted an Enforceable Obligation Payment Schedule ("EOPS") listing enforceable obligations within the meaning of subdivision (d) of Section 34167 of the CRL, through December 31, 2011; and

WHEREAS, by Resolution No. RDA3-2012 adopted on January 27, 2012, the Agency amended the EOPS to list enforceable obligations through June 30, 2012; and

WHEREAS, in adopting the EOPS and the amendment thereto, the Agency complied with all applicable posting and notification requirements, including by posting the EOPS on the Agency website and providing notification of its adoption to the Department of Finance, the State Controller's Office, and the Sonoma County Auditor-Controller; and

WHEREAS, Health and Safety Code Section 34177(a)(1) provides that the initial EOPS of a successor agency shall be the last schedule adopted by the former redevelopment agency, and further provides that the successor agency may amend the EOPS at any public meeting; and

WHEREAS, good cause appearing therefor, as set forth in the Staff Report accompanying this Resolution, the City acting as the Successor Agency desires to further amend the EOPS to include additional enforceable obligations for which payments must be made pending approval of a Recognized Payment Obligation Schedule ("ROPS") by an Oversight Board to be appointed pursuant to Health and Safety Code Section 34179; and

WHEREAS, an Amended EOPS, a copy of which is attached, has been presented to the City, the City is familiar with the contents thereof, and the City Manager has recommended approval of the Amended EOPS, subject to the contingencies and reservation of rights set forth in this Resolution; and

WHEREAS, the City, acting as the Successor Agency, reserves the right to challenge the legality of Assembly Bill x1 26 and/or any implementing regulations and at a later time to rescind its acceptance of Successor Agency rights and obligations, and further reserves any and all rights concerning Assembly Bill x1 26 pursuant to applicable law; and

WHEREAS, the City, acting as the Successor Agency, reserves the right to further amend the Enforceable Obligation Payment Schedule pursuant to Health and Safety Code Section 34169; and

WHEREAS, in adopting the Amended Enforceable Obligation Payment Schedule, the City, acting as the Successor Agency, does not intend to waive, nor shall the City be deemed to have waived any rights the City or its successor may have pursuant to or in connection with any obligation listed on such Amended Schedule, including without limitation, the right to modify, amend, terminate or challenge any obligation listed on such Amended Schedule.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HEALDSBURG, ACTING AS SUCCESSOR AGENCY TO THE FORMER REDEVELOPMENT AGENCY OF THE CITY OF HEALDSBURG PURSUANT TO HEALTH AND SAFETY CODE 34171(j), that the City Council hereby:

1. Finds that the Recitals set forth above are true and correct, and are incorporated herein by reference.
2. Adopts the Amended Enforceable Obligation Payment Schedule attached hereto pursuant to Health and Safety Code section 34177(a)(1), subject to all reservations of rights and contingencies set forth above.
3. Authorizes and directs the City Manager or designee to take all actions necessary to implement this Resolution, including without limitation, the posting of this Resolution and the Amended Enforceable Obligation Payment Schedule on the Successor Agency's website, and the provision of notice of adoption of this Resolution and such Amended Schedule to the County Auditor-Controller, the State Controller and the State Department of Finance.
4. Declares that if any provision, sentence, clause, section or part of this Resolution is found to be unconstitutional, illegal or invalid, such finding shall affect only such provision, sentence, clause, section or part, and shall not affect or impair any of the remaining parts.

PASSED, APPROVED, AND ADOPTED this 19<sup>th</sup> day of March, 2012 by the following vote:

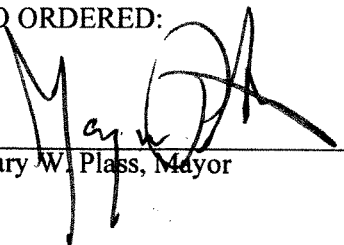
AYES: Councilmembers: (3) Chambers, Jones, and Mayor Plass

NOES: Councilmembers: (0) None

ABSENT: Councilmembers: (2) Babb and Wood

ABSTAINING: Councilmembers: (0) None


SO ORDERED:

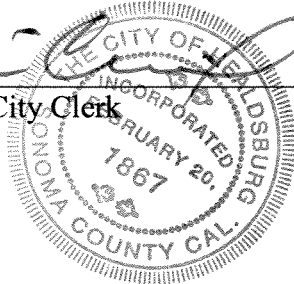
  
\_\_\_\_\_  
Gary W. Plass, Mayor

ATTEST:

  
\_\_\_\_\_  
Maria Curiel, City Clerk

I, MARIA CURIEL, City Clerk of the City of Healdsburg, do hereby certify that the foregoing is a full, true, and correct copy of Resolution No. 24-2012 adopted by the City Council of the City of Healdsburg on the 19<sup>th</sup> day of March 2012.

  
\_\_\_\_\_  
Maria Curiel, City Clerk



**AMENDED ENFORCEABLE OBLIGATION PAYMENT SCHEDULE**  
Per AB 26 - Section 34167 and 34169 (\*)

Project Name / Debt Obligation	Payee	Description	Total Outstanding Debt or Obligation	Total Due During Fiscal Year	Payments by Month						Total
					Jan	Feb	Mar	Apr	May	June	
1) 1201 Grove Street	West Environmental	soil investigation	18,000.50	18,000.50			4,259.42				\$ 4,259.42
2) 2002 Tax Allocation Bonds Series A	The Bank of New York Mellon	Bonds issued to fund non-housing projects	18,968,024.00	908,638.76	283,469.38						\$ 283,469.38
3) 2002 Tax Allocation Bonds Series B	USDA	Bonds issued to fund non-housing projects	2,465,587.00	118,031.25	35,981.25						\$ 35,981.25
4) 2002 Tax Allocation Bonds Series C	The Bank of New York Mellon	Bonds issued to fund housing projects	7,472,693.75	361,012.50	111,656.25						\$ 111,656.25
5) 2003 Tax Allocation Bonds Series A	The Bank of New York Mellon	Bonds issued to fund non-housing projects	19,069,073.00	928,021.25	307,629.50						\$ 307,629.50
6) 2003 Tax Allocation Bonds Series B	The Bank of New York Mellon	Bonds issued to fund housing projects	9,246,648.25	456,154.50	153,489.25						\$ 153,489.25
7) 2010 Tax Allocation Bonds	The Bank of New York Mellon	Bonds issued to fund non-housing projects	40,172,644.00	1,191,750.02	520,125.01						\$ 520,125.01
8) Badger Substation Fence Replacement	Structure Cast	per Cooperative Agreement	553,636.00	553,636.00	334,784.00						\$ 334,784.00
9) Badger Substation Fence Replacement	City of Healdsburg	per Cooperative Agreement	6,783.75	6,783.75	6,783.75						\$ 6,783.75
10) Badger Substation Fence Replacement	Various suppliers	per Cooperative Agreement	8,322.30	8,322.30	8,322.30						\$ 8,322.30
11) Central Healdsburg Ave Special Study	Labor costs related to project	Payroll for employees	1,778.68	1,778.68	334.13						\$ 334.13
12) Central Healdsburg Ave Special Study	Agency Council	legal expenses	260.00	260.00	260.00						\$ 260.00
13) Central Healdsburg Ave Special Study	Community Design & Architecture Inc.	Special study area plan	546,147.00	546,147.00	36,735.59			13,994.28			\$ 50,729.87
14) Central Healdsburg Ave Special Study	MYHBG, TV	advertising of public hearing	1,000.00	1,000.00							\$ -
15) Contract for Arbitrage Services & Continuing Disclosure	Willdan Financial Services	Fiscal Agent Fees	7,850.00	7,850.00	500.00						\$ 500.00
16) Contract for construction	Healdsburg Signs	Directional sign program	20,792.28	20,792.28							\$ -
17) Contract for maintenance services	Becoming Independent	RDA owned Property maintenance	3,000.00	2,989.17							\$ -
18) Contract for maintenance services	Golden Gate Landscaping	RDA owned Property maintenance	9,982.71	9,982.01	822.08			822.08			\$ 822.08
19) Contract for professional services	Carmen Group	Strategic government consulting services	9,750.00	9,750.00							\$ -
20) Contract for professional services	Healdsburg Chamber of Commerce	Economic development	500,000.00	300,000.00	75,000.00						\$ 75,000.00
21) Contract for professional services	The Center for Social & Environmental Stewardship	Neighborhood improvement program	35,424.00	17,707.00							\$ -
22) Contract for professional services	Moss Levy & Hartzheim CPAs	Auditing services	17,580.00	8,610.00							\$ -
23) Streetscape Improvements	City of Healdsburg	per Cooperative Agreement	986,751.29	0.00							\$ -
24) Streetscape Improvements	Sonoma West Publication	per Cooperative Agreement	324.50	324.50							\$ -
25) Streetscape Improvements	Labor costs related to project	per Cooperative Agreement	29,705.71	29,705.71	5,819.51						\$ 5,819.51
26) Streetscape Improvements	BKF Engineers	per Cooperative Agreement	271,000.00	200,111.27	24,234.22						\$ 24,234.22
27) Streetscape Improvements	Oliver & Company	per Cooperative Agreement	100,551.00	100,551.00	100,551.00						\$ 100,551.00
28) Streetscape Improvements	Engelke Construction	per Cooperative Agreement	14,980.51	14,980.51	14,980.51						\$ 14,980.51
29) Streetscape Improvements	Dama Construction	per Cooperative Agreement	80,238.60	80,238.60	80,238.60						\$ 80,238.60
30)											\$ -
Totals - This Page			\$ 100,618,528.83	\$ 5,903,128.57	\$ 614,365.69	\$ 1,488,172.72	\$ 19,075.78	\$ 822.08	\$ 75,822.08	\$ 822.08	\$ 2,199,080.43
Totals - Page 2			\$ 12,944,123.21	\$ 2,131,972.30	\$ 1,259,480.94	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 1,259,480.94
Totals - Page 3			\$ 14,921,226.43	\$ 21,226.43	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Totals - Page 4			\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Totals - Other Obligations			\$ 105,934,368.55	\$ 11,554,934.26	\$ 20,602.69	\$ 6,624,631.06	\$ 52,380.99	\$ 58,677.66	\$ 33,682.66	\$ 37,400.99	\$ 6,827,376.05
Totals - All Pages			\$ 234,418,247.02	\$ 19,611,261.56	\$ 1,894,449.32	\$ 8,112,803.78	\$ 71,456.77	\$ 59,499.74	\$ 34,504.74	\$ 113,223.07	\$ 10,285,937.42



**AMENDED ENFORCEABLE OBLIGATION PAYMENT SCHEDULE**  
 Per AB 26 - Section 34167 and 34169

Project Name / Debt Obligation	Payee	Description	Total Outstanding Debt or Obligation	Total Due During Fiscal Year	Payments by Month						Total	
					Jan	Feb	Mar	Apr	May	June		
1) Façade Program	City of Healdsburg	per Cooperative Agreement	250,000.00	0.00								\$ -
2) Foss Creek School Acquisition	Healdsburg Unified School District	per Cooperative Agreement	6,000,000.00	0.00								\$ -
3) Grease Interceptor Rebate Program	City of Healdsburg	per Cooperative Agreement	250,000.00	0.00								\$ -
4) Healdsburg Ave 5-way Intersection Improvements	City of Healdsburg	per Cooperative Agreement	2,400,000.00	0.00								\$ -
5) Water Service Replacement Project	Various suppliers	replace failing infrastructure	2,996.40	2,996.40								\$ -
6) Water Service Replacement Project	Labor costs related to project	replace failing infrastructure	18,230.03	18,230.03								\$ -
7) Extend Water/Sewer Services to South of City	City of Healdsburg	per Cooperative Agreement	6,000,000.00	0.00								\$ -
8)				0.00								\$ -
9)				0.00								\$ -
10)				0.00								\$ -
11)				0.00								\$ -
12)				0.00								\$ -
13)				0.00								\$ -
14)				0.00								\$ -
15)				0.00								\$ -
16)				0.00								\$ -
17)				0.00								\$ -
18)				0.00								\$ -
19)				0.00								\$ -
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27)				0.00								\$ -
28)				0.00								\$ -
29)				0.00								\$ -
30)				0.00								\$ -
Totals - This Page			\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Totals - Page 2			\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Totals - Page 3			\$ 14,921,226.43	\$ 21,226.43	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Totals - Page 4			\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Totals - Other Obligations			\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Totals - All Pages			\$ 14,921,226.43	\$ 21,226.43	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -



## AMENDED ENFORCEABLE OBLIGATION PAYMENT SCHEDULE

Per AB 26 - Section 34167 and 34169

Project Name / Debt Obligation	Payee	Description	Total Outstanding Debt or Obligation	Total Due During Fiscal Year	Payments by month						Total				
					Jan	Feb	Mar	Apr	May	June					
1) Pass Through Agreement	County	Payments per former CRL 33401	48,678,379.00	2,205,324.25									\$	-	
2) Pass Through Agreement	County	Payments per AB1290	25,997,378.00	674,657.00										\$	-
3) Property Tax Administration Fee	County	Per SB2557	3,145,124.00	168,145.46				25,000.00						\$	25,000.00
4) Debt Administration	City of Healdsburg	repayment of loan	618,161.00	618,161.00										\$	-
5) Administration Overhead	City of Healdsburg	per Cost Allocation Plan	20,547,792.00	941,112.00										\$	-
6) Foss Creek Pathway	Various suppliers	City warehouse inventory	8,361.93	8,361.93										\$	-
7) Foss Creek Pathway	Golden Gate Landscape	pathway maintenance	1,078.49	1,078.49										\$	-
8) Foss Creek Pathway	Labor costs related to project	Payroll for employees	879.29	879.29										\$	-
9) Utilities	City of Healdsburg	utility services	9,642.61	9,642.61	518.47	437.00	437.00	437.00	437.00	437.00				\$	2,703.47
10) Property Maintenance	City of Healdsburg	insurance & maintenance	138,337.00	138,337.00	12,056.00	10,789.00	10,789.00	10,789.00	10,789.00	10,789.00				\$	66,001.00
11) Employee Costs	Labor cost related to mgmt of Agency	Payroll for employees	96,645.05	96,645.05	7,979.06	3,708.33	7,416.66	7,416.66	7,416.66	7,416.66				\$	48,770.69
12) Plan Amendment	Jart-Computer & Mailing Service	Agency notice mailing	5,000.00	5,000.00										\$	-
13) Property Management	Sprint	communication services	10.31	10.31										\$	-
14) Property Management	Tri-City Fence Company	Fence rental	480.25	480.25										\$	-
15) Property Management	Central Valley Building Supplies	irrigation supplies	285.89	285.89										\$	-
16) Property Management	PGE	utilities	417.00	417.00	49.16					30.00				\$	204.16
17) Sale of 320/328 East Street	Plaza East Partners	sewer line settlement	1,700.00	1,700.00										\$	-
18) Legal Services	Meyers Nave	Legal services for Successor Agency a	75,000.00	75,000.00				15,000.00	15,000.00	15,000.00				\$	75,000.00
19) Housing Set-Aside Balance at 1/31/12	City of Healdsburg	Low & Moderate Housing Fund	6,609,696.73	6,609,696.73		6,609,696.73								\$	6,609,696.73
20)														\$	-
21)														\$	-
22)														\$	-
23)														\$	-
24)														\$	-
25)														\$	-
26)														\$	-
27)														\$	-
28)														\$	-
29)														\$	-
<b>Totals - Other Obligations</b>			<b>\$ 105,934,368.55</b>	<b>\$ 11,554,934.26</b>	<b>\$ 20,602.69</b>	<b>\$ 6,624,631.06</b>	<b>\$ 52,380.99</b>	<b>\$ 58,677.66</b>	<b>\$ 33,682.66</b>	<b>\$ 37,400.99</b>	<b>\$ 6,827,376.05</b>				