

RESOLUTION NO. IA-11-09

**A RESOLUTION OF THE IMPROVEMENT AGENCY FOR THE
CITY OF GROVER BEACH APPROVING AND ADOPTING ENFORCEABLE
OBLIGATION PAYMENT SCHEDULES IN COMPLIANCE WITH
AB XI 26, HEALTH AND SAFETY CODE SECTIONS 34167 AND 34169**

WHEREAS, California Health and Safety Code Section 34167 newly adopted into law requires redevelopment agencies that do not approve continuation payments under AB X1 27 to continue the operation of their redevelopment agencies to, on or before August 28, 2011, adopt an Enforceable Obligation Payment Schedule that would serve as basis for a Recognized Obligation Payment Schedule at the time that the redevelopment agency is dissolved; and

WHEREAS, a recent Court action challenging the validity of the new law has been filed and the outcome of that litigation is not yet determined; and

WHEREAS, the City Council of City of Grover Beach approved and adopted an Ordinance committing the City to making the continuation payments under AB X1 27 to assure continued operation of the Grover Beach Improvement Agency; and

WHEREAS, the provisions of AB X1 27 may be invalidated by the Court while provisions of AB X1 26 are upheld, thus preventing the continuation payment option and forcing the dissolution of the redevelopment agencies, including the provisions for the Enforceable Obligation Payment Schedule; and

WHEREAS, the Improvement Agency, without waving its rights to rescind or vacate this Resolution, wishes to ensure compliance with Health and Safety Code Sections 34167 and 34169, if those are upheld by the Court and the option to continue the operation of the Improvement Agency is eliminated.


**NOW, THEREFORE, BE IT RESOLVED BY THE IMPROVEMENT AGENCY FOR THE
CITY OF GROVER BEACH AS FOLLOWS:**

THAT the Enforceable Obligation Payment Schedules for both project areas of the City attached as Exhibits 1 and 2 and incorporated herein by this reference be adopted in compliance with Health and Safety Code Sections 34167 and 34169.

On motion by Vice Chair Nicolls, seconded by Board Member Peterson, and on the following roll call vote:

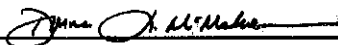
AYES:	Board Members Molnar, Peterson, Vice Chair Nicolls, and Chair Shoals.
NOES:	Board Members – None.
ABSENT:	Board Members – None.
ABSTAIN:	Board Members – None.

the foregoing Resolution was adopted on the 23rd day of August, 2011.



JOHN P. SHOALS, CHAIR

ATTEST:



DONNA L. McMAHON, AGENCY SECRETARY

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						
					Aug**	Sept	Oct	Nov	Dec	Total	
1) Series 2005 Tax Allocation Bonds	Union Bank of California	Bonds Issued to fund non-housing projects	4,045,000.00	289,000.00	90,000.00	-	-	-	-	-	\$ 90,000.00
2) City Loan from Water Fund	City of Grover Beach Water Fund	Loan for Agency start-up costs	906,546.97	4,532.73	-	-	-	-	-	-	\$ -
3) SERAF	Grover Beach Improvement Agency	Loan from Low and Moderate Housing Fund	301,147.00	75,840.00	-	-	-	-	-	-	\$ -
4) Tax Allocation Bond Fees	Union Bank of California	Tax Allocation Bond Trustee Fees	3,000.00	3,000.00						3,000.00	\$ 3,000.00
5) Contract for Services	Chamber of Commerce	Contract with Chamber for the Marketing of the City	25,000.00	25,000.00	2,083.34	2,083.33	2,083.33	2,083.33	2,083.33	2,083.33	\$ 10,416.66
6) Cost Allocation	City of Grover Beach	To cover office space and overhead	44,600.00	44,600.00	3,716.67	3,716.66	3,716.66	3,716.66	3,716.66	3,716.66	\$ 18,583.31
7) Employee Costs	Employees of Agency	Payroll for Employees	71,000.00	71,000.00	5,461.54	5,461.54	5,461.54	5,461.54	5,461.54	8,192.31	\$ 30,038.47
8) Agency Insurance Costs	California Joint Powers Insurance Authority	W/C Insurance for employees	1,400.00	1,400.00							\$ -
9) Contract for Consulting Services	Law Office of Martin D. Koczanowicz	Agency Attorney Amt per month is estimate as it varies by amount of work in agency area	9,500.00	9,500.00	791.66	791.66	791.66	791.66	791.66	791.66	\$ 3,958.30
10) Property Tax Administrative Costs	County of San Luis Obispo	Estimated amount of the Property Tax Administrative Fees Charged by the County of San Luis Obispo	38,000.00	38,000.00	0.00	0.00	0.00	0.00	0.00	0.00	\$ -
11) Agency Audit	Moss, Levy and Hartzheim, CPA's	Agency Area's share of Annual Audit Costs	2,400.00	2,400.00	0.00	0.00	2,400.00	0.00	0.00	0.00	\$ 2,400.00
12) Dues	California Redevelopment Association	Agency Area's share of Annual Dues	1,000.00	1,000.00	0.00	0.00	1,000.00	0.00	0.00	0.00	\$ 1,000.00
13) Dues	EVC Membership	Dues for Economic Vitality Corporation	3,600.00	3,600.00	0.00	0.00	3,600.00	0.00	0.00	0.00	\$ 3,600.00
14) Dues	VCB Membership	Dues for Visitors Conference Bureau	4,400.00	4,400.00	4,400.00	0.00	0.00	0.00	0.00	0.00	\$ 4,400.00
15) Staff Support Costs for FY 12	Various	Office Supplies, Data Processing Supplies, Marketing Materials and Supplies, Copying - Allocated, printing and copying, postage and shipping, Costs for Newsletter	7,700.00	7,700.00	641.67	641.66	641.66	641.66	641.66	641.66	\$ 3,208.31
16) Grover Beach Lodge and Conference Center Project Costs	Various	Costs associated with the Grover Beach Lodge and Conference Center Project	10,000.00	10,000.00							\$ -
17) Dues	Housing Trust Fund	Housing Trust Fund Annual Dues	5,000.00	5,000.00	0.00	0.00	0.00	5,000.00	0.00	0.00	\$ 5,000.00
18) Affordable Housing Project	City of Grover Beach	Development Fees and Building and Planning Costs associated with Development Regulatory Agreement with Vernon and Associates	120,000.00	100,000.00	0.00	0.00	0.00	0.00	0.00	0.00	\$ -
19) Affordable Housing Project	Vernon and Associates	Transfer of Property for Low- & Moderate Housing Project with a Development Regulatory Agreement	380,000.00	380,000.00							\$ -
20) Contract for Services	Lisa Wise Consulting	Contract for Services - Zoning Code Amendment	1,740.00	1,740.00			870.00			870.00	\$ 1,740.00
21) Contract for Services	Rincon	Contract for Services - Train Station MND	1,275.00	1,275.00			1,275.00				\$ 1,275.00
22)											\$ -
23)											\$ -
Totals - This Page			\$ 5,982,308.97	\$ 1,078,987.73	\$ 107,094.88	\$ 12,694.85	\$ 21,839.85	\$ 17,694.85	\$ 19,295.62	\$ 178,620.05	
Totals - Page 2			\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
Totals - Page 3			\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
Totals - Page 4			\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
Totals - Other Obligations			\$ 22,343,000.00	\$ 202,434.00	\$ -	\$ -	\$ -	\$ -	\$ 101,217.00	\$ 101,217.00	
Grand total - All Pages			\$ 28,325,308.97	\$ 1,281,421.73	\$ 107,094.88	\$ 12,694.85	\$ 21,839.85	\$ 17,694.85	\$ 120,512.62	\$ 279,837.05	

* This Enforceable Obligation Payment Schedule (EOPS) is to be adopted by the redevelopment agency no later than late August. It is valid through 12/31/11. It is the basis for the Preliminary Draft Recognized Obligation Payment Schedule (ROPS), which must be prepared by the dissolving Agency by 9/30/11. (The draft ROPS must be prepared by the Successor Agency by 11/30/11.) If an agency adopts a continuation ordinance per ABX1 27, this EOPS will not be valid and there is no need to prepare a ROPS.

OTHER 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					
						Aug**	Sept	Oct	Nov	Dec	Total
1)	Statutory Payments	County General Fund	Payments Per CRL 33607.5 and .7	7,157,000.00	60,346.00					30,173.00	\$ 30,173.00
2)	Statutory Payments	Air Pollution Control	Payments Per CRL 33607.5 and .7	24,000.00	202.00					101.00	\$ 101.00
3)	Statutory Payments	County Library	Payments Per CRL 33607.5 and .7	468,000.00	3,941.00					1,970.50	\$ 1,970.50
4)	Statutory Payments	City of Grover Beach	Payments Per CRL 33607.5 and .7	2,765,000.00	37,342.00					18,671.00	\$ 18,671.00
5)	Statutory Payments	Port San Luis Harbor	Payments Per CRL 33607.5 and .7	384,000.00	3,245.00					1,622.50	\$ 1,622.50
6)	Statutory Payments	GB Street Lighting	Payments Per CRL 33607.5 and .7	1,108,000.00	9,343.00					4,671.50	\$ 4,671.50
7)	Statutory Payments	SLO Flood Control	Payments Per CRL 33607.5 and .7	91,000.00	767.00					383.50	\$ 383.50
8)	Statutory Payments	Nacimiento Water service	Payments Per CRL 33607.5 and .7	73,000.00	620.00					310.00	\$ 310.00
9)	Statutory Payments	Flood Control Zone 3	Payments Per CRL 33607.5 and .7	85,000.00	719.00					359.50	\$ 359.50
10)	Statutory Payments	Arroyo Grande Cemetery	Payments Per CRL 33607.5 and .7	43,000.00	366.00					183.00	\$ 183.00
11)	Statutory Payments	Lucia Mar Unified (Oper)	Payments Per CRL 33607.5 and .7	3,710,900.00	31,507.00					15,753.50	\$ 15,753.50
12)	Statutory Payments	Lucia Mar Unified (Ed Fac)	Payments Per CRL 33607.5 and .7	4,919,100.00	41,257.00					20,628.50	\$ 20,628.50
13)	Statutory Payments	Cuesta College (oper)	Payments Per CRL 33607.5 and .7	712,050.00	6,070.00					3,035.00	\$ 3,035.00
14)	Statutory Payments	Cuesta College (Ed Fac)	Payments Per CRL 33607.5 and .7	802,950.00	6,709.00					3,354.50	\$ 3,354.50
15)	Statutory Payments	Co School Service (Oper)	Payments Per CRL 33607.5 and .7	93,040.00	1,439.00					719.50	\$ 719.50
16)	Statutory Payments	Co School Service (Ed Fac)	Payments Per CRL 33607.5 and .7	2,232,960.00	35,065.00					17,532.50	\$ 17,532.50
17)	Basic Aid	Co School Service (Ed Fac)	Basic Aid Return	2,089,808.20	28,931.00					14,465.50	\$ 14,465.50
18)											\$ -
19)											\$ -
20)											\$ -
21)											\$ -
22)											\$ -
23)											\$ -
24)											\$ -
25)											\$ -
26)											\$ -
27)											\$ -
28)											\$ -
Totals - Other Obligations				\$ 22,343,000.00	\$ 202,434.00	\$ -	\$ -	\$ -	\$ -	\$ 101,217.00	\$ 101,217.00

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** Include only payments to be made after the adoption of the EOPS.

*** All payment amounts are estimates

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						
					Aug**	Sept	Oct	Nov	Dec	Total	
1) City Loan from General Fund Various Years for Agency Start-up Costs	City of Grover Beach, General Fund	Loan for Agency Start-up Costs	413,062.79	109,698.35	-	-	-	-	-	-	\$ -
2) Employee Costs	Employees of Agency	Payroll for Employees	28,600.00	28,600.00	2,200.00	2,200.00	2,200.00	2,200.00	-	3,300.00	\$ 12,100.00
3) Agency Insurance Costs	California Joint Powers Insurance Authority	W/C Insurance for employees	500.00	500.00	-	-	-	-	-	-	\$ -
4) Contract for Consulting Services	Law Office of Martin D. Koczanowicz	Agency Attorney Amnt per month is estimate as it varies by amount of work in agency area	500.00	500.00	41.66	41.66	41.66	41.66	-	41.66	\$ 208.30
5) Property Tax Administrative Costs	County of San Luis Obispo	Estimated amount of the Property Tax Administrative Fees Charged by the County of San Luis Obispo	10,000.00	10,000.00	-	-	-	-	-	-	\$ -
6) Agency Audit	Moss, Levy and Hartzheim, CPA's	Agency Area's share of Annual Audit Costs	2,200.00	2,200.00	-	-	2,200.00	-	-	-	\$ 2,200.00
7) Dues	California Redevelopment Association	Agency Area's share of Annual Dues	900.00	900.00	-	-	900.00	-	-	-	\$ 900.00
8) Staff Support Costs for FY 12	Various	Office Supplies, Data Processing Supplies, Marketing Materials and Supplies, Copying - Allocated, printing and copying, postage and shipping, Costs for Newsletter	2,600.00	2,600.00	216.67	216.66	216.66	216.66	-	216.66	\$ 1,083.31
9) Contract for Services	Muni Services		2,613.92	2,613.92	-	1,306.96	1,306.96	-	-	-	\$ 2,613.92
10) Contract for Services	Digital West		15,840.00	15,840.00	-	7,920.00	7,920.00	-	-	-	\$ 15,840.00
11)											\$ -
12)											\$ -
13)											\$ -
14)											\$ -
15)											\$ -
16)											\$ -
Totals - This Page			\$ 476,816.71	\$ 173,452.27	\$ 2,458.33	\$ 11,685.28	\$ 14,785.28	\$ 2,458.32	\$ 3,558.32	-	\$ 34,945.53
Totals - Page 2			\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	-	-	\$ -
Totals - Page 3			\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	-	-	\$ -
Totals - Page 4			\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	-	-	\$ -
Totals - Other Obligations			\$ 2,905,000.00	\$ 34,944.00	\$ -	\$ -	\$ -	\$ -	-	-	\$ -
Grand total - All Pages			\$ 3,381,816.71	\$ 208,396.27	\$ 2,458.33	\$ 11,685.28	\$ 14,785.28	\$ 2,458.32	\$ 3,558.32	-	\$ 34,945.53

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Project Area(s) Grover Beach Industrial Enhancement Project

OTHER 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
						Aug**	Sept	Oct	Nov	Dec	
1)	Statutory Payments	County General Fund	Payments Per CRL 33607.5 and .7	990,000.00	12,774.00						\$ -
2)	Statutory Payments	Air Pollution Control	Payments Per CRL 33607.5 and .7	3,000.00	43.00						\$ -
3)	Statutory Payments	County Library	Payments Per CRL 33607.5 and .7	65,000.00	834.00						\$ -
4)	Statutory Payments	City of Grover Beach	Payments Per CRL 33607.5 and .7	0.00	0.00						\$ -
5)	Statutory Payments	Port San Luis Harbor	Payments Per CRL 33607.5 and .7	53,000.00	687.00						\$ -
6)	Statutory Payments	GB Street Lighting	Payments Per CRL 33607.5 and .7	153,000.00	1,978.00						\$ -
7)	Statutory Payments	SLO Flood Control	Payments Per CRL 33607.5 and .7	13,000.00	162.00						\$ -
8)	Statutory Payments	Nacimiento Water service	Payments Per CRL 33607.5 and .7	10,000.00	131.00						\$ -
9)	Statutory Payments	Flood Control Zone 3	Payments Per CRL 33607.5 and .7	12,000.00	152.00						\$ -
10)	Statutory Payments	Arroyo Grande Cemetery	Payments Per CRL 33607.5 and .7	6,000.00	77.00						\$ -
11)	Statutory Payments	Lucia Mar Unified (Oper)	Payments Per CRL 33607.5 and .7	586,090.00	6,669.00						\$ -
12)	Statutory Payments	Lucia Mar Unified (Ed Fac)	Payments Per CRL 33607.5 and .7	776,910.00	8,732.00						\$ -
13)	Statutory Payments	Cuesta College (oper)	Payments Per CRL 33607.5 and .7	113,760.00	1,285.00						\$ -
14)	Statutory Payments	Cuesta College (Ed Fac)	Payments Per CRL 33607.5 and .7	123,240.00	1,420.00						\$ -
15)	Statutory Payments	Co School Service (Oper)	Payments Per CRL 33607.5 and .7	90,630.00	305.00						\$ -
16)	Statutory Payments	Co School Service (Ed Fac)	Payments Per CRL 33607.5 and .7	386,370.00	1,298.00						\$ -
17)	Basic Aid	Co School Service (Ed Fac)	Basic Aid Return	451,319.00	6,248.00						\$ -
18)											\$ -
19)											\$ -
20)											\$ -
21)											\$ -
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23)											\$ -
24)											\$ -
25)											\$ -
26)											\$ -
27)											\$ -
28)											\$ -
Totals - Other Obligations				\$ 2,905,000.00	\$ 34,944.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -

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