

OVERSIGHT BOARD – SUCCESSOR AGENCY TO THE FORMER REDEVELOPMENT AGENCY OF THE COUNTY OF VENTURA

REGULAR MEETING AGENDA

December 14, 2012

3:00 PM

County Government Center
Hall of Administration
County Executive Office
Large Conference Room – 4th Floor
800 S. Victoria Avenue
Ventura, California 93009

MEMBERS OF THE BOARD

BILL BARTELS, CHAIR
PAULA DRISCOLL,
VICE CHAIR
MATT CARROLL
TOM KASPER
DAVID KEEBLER
CHRISTY MADDEN

Persons who require accommodation for any audio, visual or other disability in order to review an agenda, or to participate in a meeting of the Oversight Board per the American Disabilities Act (ADA), may obtain assistance by requesting such accommodation in writing addressed to the County Executive Office, 800 South Victoria Avenue, Loc. #1940, Ventura, CA 93009 or telephonically by calling (805) 477-1994. Any such request for accommodation should be made at least 48 hours prior to the scheduled meeting for which assistance is requested.

All agenda reports and supporting data, including those filed in accordance with Government Code Section 54957.5 (b) (1) and (2) are available from the County Executive Office, Ventura County Government Center, Hall of Administration, 4th Floor, 800 South Victoria Avenue, Ventura, California. The same materials will be available and attached with each associated agenda item, when received, at the following website: www.countyofventura.org/ceo/divisions/communitydevelopment/RDA.

Welcome to the Meeting of the Oversight Board to the Successor Agency to the Former Redevelopment Agency of the County of Ventura.

The following information is provided to help you understand, follow, and participate in the Board meeting:

Pursuant to California Government Code Section 54953 (a) et al., time is set aside for citizen presentations regarding Oversight Board related matters. Those wishing to speak must fill out a speaker card and submit it to the Secretary. Speaker cards for issues not on the agenda must be submitted to the Secretary prior to the beginning of the public comment period. Agendized item, speaker cards must also be submitted before the item is taken up for consideration. The Secretary may not

accept any additional speaker cards once an item commences.

Members of the public making oral presentations to the Board in connection with one or more agenda or non-agenda items at a single meeting are limited to a cumulative total of time not to exceed five (5) minutes for all of their oral presentations at such meeting unless otherwise provided. The entire public comment period is limited to no more than thirty (30) minutes total for all speakers.

Members of the public who desire to augment their comments with visual or audio presentations using County equipment must submit their materials to the County Executive Office and the Chair for review before use of County equipment will be allowed. The review will be conducted to determine only whether the materials are on matters within the jurisdiction of the Board, would be disruptive of the meeting, or would foster illegality, such as identity theft. If it is determined the materials are about matters not within the Board's jurisdiction, or would be disruptive of the meeting, or would foster illegality, use of County equipment will not be allowed.

OPENING

1. Call to Order.
2. Roll Call.
3. Pledge of Allegiance to the Flag of the United States of America.
4. Public Comments – Citizen presentations regarding Board related matters NOT appearing on this agenda. (See Guidelines above)
5. **Approval of Minutes for November 14, 2012 Special Meeting.**

Consider Approval of Minutes for November 14, 2012 Special Meeting.
Staff Recommends: Approve as submitted.

6. **Review the Regular Date and Time for the Meetings of the Oversight Board to the Successor Agency to the Former Redevelopment Agency of the County of Ventura and Take Action as Needed Thereon.**
7. **Review the Department of Finance Response to the Applicability of the Long Range Management Plan for the Bank Building and Take Action as Needed Thereon.**
8. **Review the Department of Finance Response to the Successor Agency Inquiry Regarding Accelerated Bond Payments and Take Action as Needed Thereon.**
9. **Review the Transfer of the Town Square Project and the Storm Drain Project to the County of Ventura and Take Action as Needed Thereon.**

10. **Public Hearing and Commencement of Public Comment Session Regarding Approval of the Second Required Due Diligence Review of All Other Funds and Accounts, as Required by Health and Safety Code Sections 34179.5 and 34179.6; Initial Review of Proposed Resolution No. 12-16, to Be Agendized for Approval at the Oversight Board's Meeting on January 11, 2013.**

Consider for Review the Adoption of Resolution No. 12-16 and Approval of the Second Required Due Diligence Review of All Other Funds and Accounts as Required by Health and Safety Code Sections 34179.5 and 34179.6; Continue Public Comment Session and Defer Final Approval of Resolution No. 12-16 to Oversight Board's Meeting on January 11, 2013.

Staff Recommends: Open the Public Hearing for the Review of the Adoption of Resolution No. 12-16, Which Will Approve the Second Due Diligence Review, and Continue the Public Review Session to the January 11, 2013 Oversight Board Meeting for Consideration of the Adoption of Resolution No. 12-16 and Approval of the Second Due Diligence Review.

11. **Adoption of Resolution No. 12- 17 Ratifying the Successor Agency Entering into an Amendment to Its Memorandum of Agreement Regarding Continuing Services Between the County of Ventura's General Services Agency (GSA) and the Successor Agency to the Former Redevelopment Agency of the County of Ventura for Ongoing Piru Town Square General Services and Payment of All County Services That Occurred Prior to This Amendment.**

Consider for Adoption Resolution No. 12-17 Ratifying the Successor Agency Entering into an Amendment to Memorandum of Agreement Regarding Continuing Services Between the County of Ventura and the Successor Agency to the Former Redevelopment Agency of the County of Ventura for Ongoing Piru Town Square General Services and Ratifying Payment for All County Services That Occurred Prior to This Amendment on the Bank Building and Film/Facility Use Agreements.

Staff Recommends: Adoption of Resolution No. 12-17.

12. **Adoption of Resolution No. 12-18 Authorizing the Successor Agency to the Former Redevelopment Agency of the County of Ventura to Enter into an Amendment to Memorandum of Agreement Between the County of Ventura's County Executive Office (CEO) and the Successor Agency for Ongoing CEO Staff Administrative Services and Direct Secretary to Sign Amendment**

Consider for Adoption Resolution No. 12-18 Authorizing the Successor Agency to Enter into an Amendment to Memorandum of Agreement for Ongoing CEO Staff Administrative Services and Direct Secretary to Sign the Amendment.

Staff Recommends: Adoption of Resolution No. 12-18.

13. **Receive, File, and Discuss Insufficient Funds Letter Sent by Successor Agency Staff to the Ventura County Auditor-Controller and State Department of Finance on November 30, 2012.**
14. **Adoption of Resolution No. 12-19 Approving an Amended Recognized Obligation Payment Schedule (ROPS) for January 1, 2013 through June 30, 2013, and Directing Transmission of the Amended ROPS to the Ventura County Auditor-Controller, State Controller's Office, and State Department of Finance and Posting of ROPS to Successor Agency Internet Website**

Consider for Adoption Resolution No. 12-19 Approving the Amended Recognized Obligation Payment Schedule (ROPS) for January 1, 2013 through June 30, 2013, Transmitting the Amended ROPS to the Ventura County Auditor-Controller, State Controller's Office, State Department of Finance, and Posting the ROPS to Successor Agency Internet Website.

Staff Recommends: Adoption of Resolution No. 12-19.

15. **Adoption of Resolution No. 12-20 Approving the Amended Administrative Budget for the Time Period of January 1, 2013 through June 30, 2013, as Required by ABx1 26 for the Successor Agency to the Former Redevelopment Agency of the County of Ventura**

Consider for Adoption Resolution No. 12-20 Approving the Amended Administrative Budget for the Time Period of January 1, 2013 through June 30, 2013, as Required by ABx1 26.

Staff Recommends: Adoption of Resolution 12-20.

16. Announcements and Future Agenda Items

- A. Announcements

- B. Future Agenda Items

- Second Due Diligence Review on all other fund and account balances due to DOF on January 15, 2013
- ROPS IV deadline - TBA
- Other Administrative Issues

Next Regular Oversight Board meeting is scheduled for January 11, 2013 at 3:00 p.m.

Adjournment:

**OVERSIGHT BOARD – SUCCESSOR AGENCY TO THE
FORMER REDEVELOPMENT AGENCY OF THE
COUNTY OF VENTURA**

**OFFICIAL SUMMARY
MINUTES
November 14, 2012
3:00 PM**

County Government Center
Hall of Administration
County Executive Office
Large Conference Room - 4th Floor
800 S. Victoria Avenue
Ventura, California 93009

OPENING

1. Call to Order.
2. Roll Call.

Quorum established.

Members Present: Matt Carroll, Paula Driscoll, Tom Kasper, and Christy Madden

Members Absent: Bill Bartels, David Keebler

Staff Present: Mary Ann Guariento, Jaclyn Smith, Roberto Orellana, Donna McKendry, and Beverly Monnier

Staff Absent: Mike Powers

3. Pledge of Allegiance to the Flag of the United States of America.
4. Public Comments

No public comments.

5. Approval of Minutes for October 12, 2012 Regular Meeting

Motion to approve Minutes

Moved by Mat Carroll, seconded by Christy Madden

Vote: 4-0

Yes: Matt Carroll, Paula Driscoll, Tom Kasper, and Christy Madden

6. Receive and File Two Letters Regarding the ROPS III Meet and Confer Request.

Motion to Receive and File Two Letters Regarding the ROPS III Meet and Confer Request.

Donna McKendry, Successor Agency Secretary, summarized the following:

At the October 12 Oversight Board meeting, the board adopted Resolution No.12-14, ratifying the Successor Agency's decision to file a meet and confer request on the ROPS III determination letter and authorized the Successor Agency to pursue the resolution thereof with the Department of Finance.

On October 8, 2012, the Successor Agency staff along with County Counsel, Auditor-Controller, and CEO (fiscal) staff participated in a meet and confer conference call with the Department of Finance ("DOF") regarding the ROPS III and the DOF's rejection of two County Resource Management Agency (RMA) invoices for \$6,228 as "enforceable obligations" and classification of \$6,180 in Town Square utility costs as part of the "administrative" costs.

On October 18, 2012, the DOF wrote a letter responding to the October 8, 2012 conference call. The DOF continued to deny the \$6,228 in (RMA) charges as an enforceable obligation, but allowed \$6,180 in utility costs to be classified as an enforceable obligation and not as administrative costs.

On October 23, 2012, the Successor Agency staff wrote a letter to the DOF accepting the utility cost classification but withdrawing any further meet and confer regarding the \$6,228 in RMA charges because, under ABx126, obligations incurred prior to January 31, 2012, should have been paid at the beginning of the dissolution process, using 2011 property tax revenue, and stating that the outstanding RMA invoices will now be paid with those funds. (Staff is still waiting the DOF's final determination letter, which is due by December 15, 2012.)

Moved by Christy Madden, seconded by Matt Carroll

Vote: 4-0

Yes: Matt Carroll, Paula Driscoll, Tom Kasper, and Christy Madden

7. Review the Department of Finance Response to the Applicability of the Long Range Management Plan for the Bank Building and Take Action as Needed

Thereon.

Successor Agency staff continues to work on the Long Range Management Plan and is still waiting clear direction from the DOF on what the plan should look like. Staff will report back to the Oversight Board at the December 14, 2012 meeting on the progress of the DOF in establishing guidelines and the Board's options.

8. **Review the Department of Finance Response to the Successor Agency Inquiry Regarding Accelerated Bond Payments and Take Action as Needed Thereon.**

No report or action taken on this item.

9. **Review the Transfer of the Town Square Project and the Storm Drain Project to the County of Ventura and Take Action as Needed Thereon.**

No report or action taken on this item. The projects are still undergoing second Due Diligence Review.

10. **Receive and File the Department of Finance Letter Regarding the Due Diligence Review of the Low and Moderate Income Housing Fund.**

Motion to Receive and File the Department of Finance Letter Regarding the Due Diligence Review of the Low and Moderate Income Housing Fund approved without adjustments.

Moved by Matt Carroll, seconded by Tom Kasper

Vote: 4-0

Yes: Matt Carroll, Paula Driscoll, Tom Kasper, and Christy Madden

11. **Adoption of Resolution No. 12-15 Authorizing the Successor Agency to Enter into a Memorandum of Agreement with the County of Ventura, and Delegation to Successor Agency's Secretary to Sign Agreement.**

Consider for Adoption of Resolution No. 12-15 Authorizing the Successor Agency to Enter into a Memorandum of Agreement with the County of Ventura, and Delegation to Successor Agency's Secretary to Sign Agreement.

Staff Recommends: Adoption of Resolution No. 12-15 Authorizing the Successor Agency to Enter in a Memorandum of Agreement with the County of Ventura.

Motion to Adopt Resolution No. 12-15 Authorizing the Successor Agency to Enter in a Memorandum of Agreement with the County of Ventura, and Delegation to Successor Agency's Secretary to Sign Agreement.

The Successor Agency staff explained that the memorandum of agreement will

cover legal fees for County Counsel services in 2012 and beyond, that these costs will be paid from the Successor Agency's administrative budgets, and that the additional legal fees will not increase the Successor Agency's administrative budget beyond the \$250,000 minimum provided by law.

Moved by Christy Madden, seconded by Matt Carroll

Vote: 4-0

Yes: Matt Carroll, Paula Driscoll, Tom Kasper, and Christy Madden

12. Review the Regular Date and Time for the Meetings of the Oversight Board to the Successor Agency to the Former Redevelopment Agency of the County of Ventura and Take Action as Needed Thereon.

Without objection, Acting Chair Driscoll directed that the item be continued to the Board's December 14, 2012, meeting so that all members could be included in the discussion.

13. Announcements and Future Agenda Items

A. Announcements

Successor Agency Secretary Donna Plummer's name is changed to Donna McKendry.

B. Future Agenda Items

• Review for approval an amended ROPS III

A new item will be forthcoming from County GSA to expand their contract to cover maintenance and other costs to the Town Square facility.

• Second Due Diligence Review on all other fund and account balances due December 15, 2012 and approved review due to DOF on January 15, 2013

Staff will determine if a Public Review Meeting will need to be scheduled.

• ROPS IV deadline – TBA

Discussion: Tax dollar difficulties connected to accelerating bond payments discussed by Ms. Driscoll. Ms. Guariento, SA Staff, explained AB 1484 and AB x1 26 parameters.

• Other Administrative Issues

Next Regular Oversight Board meeting is scheduled for December 14, 2012 at 3:00 p.m.

Adjournment: The Board adjourned at 3:20 PM

OVERSIGHT BOARD – SUCCESSOR AGENCY TO THE
FORMER REDEVELOPMENT AGENCY OF THE
COUNTY OF VENTURA

REGULAR MEETING
December 14, 2012

AGENDA ITEM #6:

Review the Regular Date and Time for the Meetings of the Oversight Board to the Successor Agency to the Former Redevelopment Agency of the County of Ventura and Take Action as Needed Thereon.

OVERSIGHT BOARD – SUCCESSOR AGENCY TO THE
FORMER REDEVELOPMENT AGENCY OF THE
COUNTY OF VENTURA

REGULAR MEETING
December 14, 2012

AGENDA ITEM #7:

Review the Department of Finance Response to the Applicability of the Long Range Management Plan for the Bank Building and Take Action as Needed Thereon.

OVERSIGHT BOARD – SUCCESSOR AGENCY TO THE
FORMER REDEVELOPMENT AGENCY OF THE
COUNTY OF VENTURA

REGULAR MEETING
December 14, 2012

AGENDA ITEM #8:

Review the Department of Finance Response to the Successor Agency Inquiry Regarding Accelerated Bond Payments and its Impact on the Potential Transfer of the Town Square and the Storm Drain Projects to the County of Ventura and Take Action as Needed Thereon.

OVERSIGHT BOARD – SUCCESSOR AGENCY TO THE
FORMER REDEVELOPMENT AGENCY OF THE
COUNTY OF VENTURA

REGULAR MEETING
December 14, 2012

AGENDA ITEM #9:

Review the Transfer of the Town Square Project and the Storm Drain Project to the County of Ventura and Take Action as Needed Thereon.

**OVERSIGHT BOARD – SUCCESSOR AGENCY TO THE
FORMER REDEVELOPMENT AGENCY OF THE
COUNTY OF VENTURA
AGENDA REPORT**

DATE: December 14, 2012

TO: Oversight Board to Successor Agency

FROM: Donna McKendry, CEO Management Analyst

SUBJECT: Public Hearing and Commencement of Public Comment Session Regarding Approval of the Second Due Diligence Review of All Other Funds and Accounts, as Required by Health and Safety Code Sections 34179.5 and 34179.6; Initial Review of Proposed Resolution No. 12-16, to Be Agendized for Approval at the Oversight Board's Meeting on January 11, 2013

RECOMMENDATION:

It is recommended that your Board:

1. Receive the second Due Diligence Review (DDR) for all other funds and accounts as required by Health and Safety Code Section 34179.6(a).
2. Open a public hearing, permitting all persons who wish to be heard to speak on the issue of Adopting Resolution No. 12-16, attached as Exhibit A, and approval the second DDR for all other funds and accounts, attached as Exhibit B.
3. Continue the public comment session until the oversight board meeting on January 11, 2013 as required by Health and Safety Code Sections 34179.6(b).

FISCAL IMPACT:

The estimate for the services provided by Vavrinek, Trine, Day & Company (VTD) for the second DDR of all other funds and accounts, due on December 15, 2012 to the successor agency, is approximately \$12,000. Staff has provided a revised ROPS III for the January-June 2013 period reflecting the new estimate for the additional work required in November and December 2012 in your agenda packet.

DISCUSSION:

Pursuant to Health and Safety Code Section 34179.5(a), “each successor agency shall employ a licensed accountant, approved by the county auditor-controller and with experience and expertise in local government accounting, to conduct a due diligence review to determine the unobligated balances available for transfer to taxing entities.”

Health and Safety Code Section 34179.6 establishes the following additional requirements:

1. The second DDR for all other funds and accounts must be provided to the oversight board, the county auditor-controller, the Controller and the Department of Finance by December 15, 2012.
2. Upon receipt of the second DDR, the OB must convene a public comment session at least five business days before the OB votes to approve the second DDR.
3. In addition to public comments, if any, the OB must also consider any opinions offered by the County’s Auditor-Controller on the results of the second DDR.
4. Finally, the OB must review, approve, and transmit to the Department of Finance and county auditor-controller the second DDR for all other funds and accounts establishing the amount of cash and cash equivalents that are available for disbursement to taxing entities by January 15, 2013.

At your September 14, 2012 Oversight Board meeting, your Board adopted Resolution No. 12-10 authorizing the Successor Agency to enter into an agreement with Vavrinek, Trine, Day & Company (VTD) to conduct a due diligence review for both the Low and Moderate Income Housing Fund and for the second DDR as required by Health and Safety Code section 34179.5 and 34179.6. VTD has now completed the Second DDR for all other funds and accounts, and a copy is attached as Exhibit B for your review.

Your meeting today satisfies the requirement for the successor agency to provide the oversight board with the second DDR by December 15, 2013, and for your Board to convene a public comment session at least five business days before an approval vote on the second DDR. Staff will bring to your Board an agenda item recommending approval of the second DDR at a meeting on January 11, 2013, at 3:00 p.m. Staff will request direction to transmit the second DDR to all required agencies. This schedule will enable staff to meet the statutory requirement to provide the second DDR to the Department of Finance by January 15, 2013.

Exhibit A – Resolution No. 12-16

Exhibit B – Due Diligence Review of All Other Funds and Accounts

RESOLUTION NO. 12-16

**RESOLUTION OF THE OVERSIGHT BOARD FOR THE SUCCESSOR AGENCY TO
THE FORMER REDEVELOPMENT AGENCY OF THE COUNTY OF VENTURA, STATE OF CALIFORNIA,
RECEIVING THE STATUTORILY REQUIRED SECOND DUE DILIGENCE REVIEW FOR ALL OTHER FUNDS AND
ACCOUNTS**

The Oversight Board for the Successor Agency to The Former Redevelopment Agency of the County of Ventura does resolve as follows:

WHEREAS, Assembly Bill x1 26 ("ABx1 26") was passed by the State Legislature on June 15, 2011 and signed by the Governor on June 28, 2011, and AB 1484 was approved by Governor, effective June 27, 2012; and

WHEREAS, among other things, ABx1 26 adds and AB 1484 amends Part 1.85 to the California Health and Safety Code, including Health and Safety Code section 34170 et seq.; and

WHEREAS, by enactment of Part 1.85 of Division 24 of the Health and Safety Code, The Redevelopment Agency of the County of Ventura was dissolved as of February 1, 2012, such that the Successor Agency to The Redevelopment Agency of the County of Ventura ("Successor Agency") shall be designated as successor entity to the former redevelopment agency under Health and Safety Code Section 34173(a); and

WHEREAS, pursuant to subdivision (a) of Health and Safety Code Section 34179.5, each successor agency shall employ a licensed accountant, approved by the county auditor-controller and with experience and expertise in local government accounting, to conduct due diligence reviews to determine the unobligated balances available for transfer to taxing entities; and

WHEREAS, pursuant to subdivision (a) of Health and Safety Code Section 34179.6, by December 15, 2012, each successor agency shall provide to the oversight board, the county auditor-controller, the Controller, and the department of finance the results of the second due diligence review for all other fund and account balances; and

WHEREAS, pursuant to subdivision (b) of Health and Safety Code Section 34179.6, upon receipt of the review, the oversight board shall convene a public comment session to take place at least five business days before the oversight board holds the approval vote on the second due diligence review; and

WHEREAS, pursuant to subdivision (b) of Health and Safety Code Section 34179.6, by January 15, 2013, the oversight board must review, approve and transmit to the department of finance and the county auditor-controller the results of the second due diligence review.

NOW, THEREFORE BE IT FOUND AND RESOLVED AS FOLLOWS:

1. The above recitations are true and correct.
2. The Oversight Board hereby adopts Resolution 12-16, approves, Exhibit B (the Due Diligence Review of all other funds and accounts), and authorizes and directs the Successor Agency to take any and all actions required to transmit the required due diligence review to the Department of Finance and the County Auditor-Controller by January 15, 2013.

PASSED, APPROVED, AND ADOPTED by the Oversight Board, on a motion by Board Member _____, seconded by Member _____, this _____ day of _____ 2013.

By: _____
Chair
Oversight Board

ATTEST:

By: _____
Successor Agency Secretary

**County of Ventura
Redevelopment Successor Agency**

**Independent Accountants' Report on Applying
Agreed-Upon Procedures pursuant to
AB 1484 (All Other Funds)**

June 30, 2012

**INDEPENDENT ACCOUNTANTS' REPORT ON
APPLYING AGREED-UPON PROCEDURES**

Oversight Board of the
County of Ventura Redevelopment Successor Agency
Ventura, California

We have performed the Agreed-Upon Procedures enumerated in Exhibit A, which were agreed to by the California State Controller's Office, the California Department of Finance, the County Auditor-Controller, and the County of Ventura Redevelopment Successor Agency (Successor Agency) to determine the Successor Agency's Redevelopment Funds ("All Other Funds") unobligated balances that are available for transfer to taxing entities, solely to assist you in ensuring that the Successor Agency is complying with its statutory requirements with respect to *Health and Safety Code* Section 34179.5. Management of the Successor Agency is responsible for the accounting records pertaining to statutory compliance pursuant to *Health and Safety Code* Section 34179.5. This Agreed-Upon Procedures engagement was conducted in accordance with attestation standards established by the American Institute of Certified Public Accountants. The sufficiency of these procedures is solely the responsibility of those parties specified in the report. Consequently, we make no representation regarding the sufficiency of the procedures described below either for the purpose for which this report has been requested or for any other purpose.

Exhibit A, Exhibit B and Exhibits C through C-5 identify the procedures and findings.

We were not engaged to and did not conduct an audit, the objective of which would be the expression of an opinion as to the appropriateness of the results summarized in Exhibit A, Exhibit B, and Exhibits C through C-5. Accordingly, we do not express such an opinion. Had we performed additional procedures, other matters might have come to our attention that would have been reported to you.

This report is intended solely for the information and use of the Successor Agency Oversight Board, the Successor Agency, the California State Controller's Office, the California Department of Finance, and the County Auditor-Controller, and is not intended to be and should not be used by anyone other than these specified parties. This restriction is not intended to limit distribution of this report, which is a matter of public record.

Rancho Cucamonga, California,
December 11, 2012

EXHIBIT A

**COUNTY OF VENTURA REDEVELOPMENT SUCCESSOR AGENCY
AGREED UPON PROCEDURES
PURSUANT TO AB 1484 - ALL OTHER FUNDS**

Our findings and procedures are as follows:

A. All other funds of the Successor Agency

For the Successor Agency Funds (excluding the Low and Moderate Income Housing Fund), the following procedures were performed:

1. Obtain from the Successor Agency a listing of all assets that were transferred from the former redevelopment agency to the Successor Agency on February 1, 2012. Agree the amounts on this listing to account balances established in the accounting records of the Successor Agency. Identify in the Agreed-Upon Procedures (AUP) report the amount of the assets transferred to the Successor Agency as of that date.

Findings – We obtained from the Successor Agency a listing of all assets that were transferred from the former redevelopment agency (RDA) to the Successor Agency’s Redevelopment Funds on February 1, 2012. We agreed the amounts on this listing to account balances established in the accounting records of the Successor Agency noting the total balance of all assets that were transferred to the Successor Agency on February 1, 2012, was \$2,640,623. Of this \$454,408 and consisted of cash and investments, and accounts receivable, a balance of \$2,186,215 consisting of capital assets.

2. If the State Controller's Office has completed its review of transfers required under both Sections 34167.5 and 34178.8 and issued its report regarding such review, attach a copy of that report as an exhibit to the AUP report. If this has not yet occurred, perform the following procedures.
 - A. Obtain a listing prepared by the Successor Agency of transfers (excluding payments for goods and services) from the former redevelopment agency to the city, county, or city and county that formed the redevelopment agency for the period from January 1, 2011 through January 31, 2012. For each transfer, the Successor Agency should describe the purpose of the transfer and describe in what sense the transfer was required by one of the Agency's enforceable obligations or other legal requirements. Provide this listing as an attachment to the AUP report.
 - B. Obtain a listing prepared by the Successor Agency of transfers (excluding payments for goods and services) from the Successor Agency to the city, county, or city and county that formed the redevelopment agency for the period from February 1, 2012 through June 30, 2012. For each transfer, the Successor Agency should describe the purpose of the transfer and describe in what sense the transfer was required by one of the Agency's enforceable obligations or other legal requirements. Provide this listing as an attachment to the AUP report.
 - C. For each transfer, obtain the legal document that formed the basis for the enforceable obligation that required any transfer. Note in the AUP report the absence of any such legal document or the absence of language in the document that required the transfer.

Findings – The Successor Agency asserted the State Controller’s Office has not completed a review of transfers required under both *Health and Safety Code* (HSC) Sections 34167.5 and 34178.8. The Successor Agency also asserted no transfers were made from the former RDA or the Successor to the County for the period from January 1, 2011 through January 31, 2012, and the period from February 1, 2012 through June 30, 2012, respectively.

EXHIBIT A

**COUNTY OF VENTURA REDEVELOPMENT SUCCESSOR AGENCY
AGREED UPON PROCEDURES
PURSUANT TO AB 1484 - ALL OTHER FUNDS**

3. If the State Controller's Office has completed its review of transfers required under both Sections 34167.5 and 34178.8 and issued its report regarding such review, attach a copy of that report as an exhibit to the AUP report. If this has not yet occurred, perform the following procedures:
 - A. Obtain a listing prepared by the Successor Agency of transfers (excluding payments for goods and services) from the former redevelopment agency to any other public agency or to private parties for the period from January 1, 2011 through January 31, 2012. For each transfer, the Successor Agency should describe the purpose of the transfer and describe in what sense the transfer was required by one of the Agency's enforceable obligations or other legal requirements. Provide this listing as an attachment to the AUP report.
 - B. Obtain a listing prepared by the Successor Agency of transfers (excluding payments for goods and services) from the Successor Agency to any other public agency or private parties for the period from February 1, 2012 through June 30, 2012. For each transfer, the Successor Agency should describe the purpose of the transfer and describe in what sense the transfer was required by one of the Agency's enforceable obligations or other legal requirements. Provide this listing as an attachment to the AUP report.
 - C. For each transfer, obtain the legal document that formed the basis for the enforceable obligation that required any transfer. Note in the AUP report the absence of any such legal document or the absence of language in the document that required the transfer.

Findings – The County asserted the State Controller's Office has not completed a review of transfers required under both HSC Sections 34167.5 and 34178.8. The Successor Agency also asserted that no transfers were made from the former RDA or Successor Agency for the period January 1, 2011, through January 31, 2012 and for the period February 1, 2012 through June 30, 2012, respectively.

4. Perform the following procedures:
 - A. Obtain from the Successor Agency a summary of the financial transactions of the Redevelopment Agency and the Successor Agency in the format set forth in the attached schedule for the fiscal periods indicated in the schedule. For purposes of this summary, the financial transactions should be presented using the modified accrual basis of accounting. End of year balances for capital assets (in total) and long-term liabilities (in total) should be presented at the bottom of this summary schedule for information purposes.
 - B. Ascertain that for each period presented, the total of revenues, expenditures, and transfers accounts fully for the changes in equity from the previous fiscal period.
 - C. Compare amounts in the schedule relevant to the fiscal year ended June 30, 2010, to the State Controller's Report filed for the Redevelopment Agency for that period.

EXHIBIT A

**COUNTY OF VENTURA REDEVELOPMENT SUCCESSOR AGENCY
AGREED UPON PROCEDURES
PURSUANT TO AB 1484 - ALL OTHER FUNDS**

- D. Compare amounts in the schedule for the other fiscal periods presented to account balances in the accounting records or other supporting schedules. Describe in the report the type of support provided for each fiscal period.

Findings – We obtained from the Successor Agency a summary of the financial transactions. We determined through recalculation that the total of revenues, expenditures, and transfers fully accounts for the changes in equity from the previous fiscal periods. The amounts in the schedule for June 30, 2010, were agreed to the State Controller’s Report filed by the Redevelopment Agency without exception. We agreed the fiscal year ended June 30, 2011, per the schedule to the Redevelopment Agency’s audited financial statements and agreed the periods ended January 31, 2012, and June 30, 2012, to the accounting records of the former Redevelopment Agency and the Successor Agency, respectively without exception. The summary of financial transactions is included as Exhibit B of the AUP Report.

- 5. Obtain from the Successor Agency a listing of all assets of the Low and Moderate Income Housing Fund as of June 30, 2012 for the report that is due October 1, 2012 and a listing of all assets of all other funds of the Successor Agency as of June 30, 2012 (excluding the previously reported assets of the Low and Moderate Income Housing Fund) for the report that is due December 15, 2012. When this procedure is applied to the Low and Moderate Income Housing Fund, the schedule attached as an exhibit will include only those assets of the Low and Moderate Income Housing Fund that were held by the Successor Agency as of June 30, 2012 and will exclude all assets held by the entity that assumed the housing function previously performed by the former redevelopment agency. Agree the assets so listed to recorded balances reflected in the accounting records of the Successor Agency. The listings should be attached as an exhibit to the appropriate AUP report.

Findings – For the Successor Agency Other Funds, we agreed the assets listed to the recorded balances reflected in the Successor Agency’s accounting records. We noted the asset balances of the “All Other Funds” as of June 30, 2012, were \$2,904,955 consisting of cash in treasury, accounts receivables, and capital assets. See Exhibit C for the listing of assets of the “All Other Funds” as of June 30, 2012.

- 6. Obtain from the Successor Agency a listing of asset balances held on June 30, 2012, that are restricted for the following purposes:
 - A. Unspent bond proceeds:
 - i. Obtain the Successor Agency's computation of the restricted balances (e.g., total proceeds less eligible project expenditures, amounts set aside for debt service payments, etc.).
 - ii. Trace individual components of this computation to related account balances in the accounting records, or to other supporting documentation (specify in the AUP report a description of such documentation).
 - iii. Obtain from the Successor Agency a copy of the legal document that sets forth the restriction pertaining to these balances. Note in the AUP report the absence of language restricting the use of the balances that were identified by the Successor Agency as restricted.

EXHIBIT A

**COUNTY OF VENTURA REDEVELOPMENT SUCCESSOR AGENCY
AGREED UPON PROCEDURES
PURSUANT TO AB 1484 - ALL OTHER FUNDS**

- B. Grant proceeds and program income that are restricted by third parties:
 - i. Obtain the Successor Agency's computation of the restricted balances (e.g., total proceeds less eligible project expenditures).
 - ii. Trace individual components of this computation to related account balances in the accounting records, or to other supporting documentation (specify in the AUP report a description of such documentation).
 - iii. Obtain from the Successor Agency a copy of the grant agreement that sets forth the restriction pertaining to these balances. Note in the AUP report the absence of language restricting the use of the balances that were identified by the Successor Agency as restricted.

- C. Other assets considered to be legally restricted:
 - i. The Successor Agency's computation of the restricted balances (e.g., total proceeds less eligible project expenditures).
 - ii. Trace individual components of this computation to related account balances in the accounting records, or to other supporting documentation (specify in the AUP report a description of such documentation).
 - iii. Obtain from the Successor Agency a copy of the legal document that sets forth the restriction pertaining to these balances. Note in the AUP report the absence of language restricting the use of the balances that were identified by Successor the Agency as restricted.

- D. Attach the above mentioned Successor Agency prepared schedule(s) as an exhibit to the AUP report. For each restriction identified on these schedules, indicate in the report the period of time for which the restrictions are in effect. If the restrictions are in effect until the related assets are expended for their intended purpose, this should be indicated in the report.

Findings – The Successor Agency asserted that assets totaling \$354,707 were restricted as the assets represented debt service reserves, restricted receivables, and payment of invoices outstanding from prior to the dissolution of the Redevelopment Agency. We agreed the nature of the restriction for debt service to covenants within the indenture of trust document. We agreed the accounts receivable held for the Low Moderate Income Housing Fund to the Due Diligence Review conducted on the Housing Funds. We agreed the restricted cash to the letter sent to the Department of Finance on October 23, 2012, stating that money will be held to pay invoices outstanding prior to the dissolution of the Redevelopment Agency. No exceptions were noted.

See Exhibit C-1 for the listing of restricted of “All Other Funds” as of June 30, 2012.

- 7. Perform the following procedures:
 - A. Obtain from the Successor Agency a listing of assets as of June 30, 2012, that are **not** liquid or otherwise available for distribution (such as capital assets, land held for resale, long-term receivables, etc.) and ascertain if the values are listed at either purchase cost (based on book value reflected in the accounting records of the Successor Agency) or market value as recently estimated by the Successor Agency.

 - B. If the assets listed at 7(A) are listed at purchase cost, trace the amounts to a previously audited financial statement (or to the accounting records of the Successor Agency) and note any differences.

EXHIBIT A

**COUNTY OF VENTURA REDEVELOPMENT SUCCESSOR AGENCY
AGREED UPON PROCEDURES
PURSUANT TO AB 1484 - ALL OTHER FUNDS**

- C. For any differences noted in 7(B), inspect evidence of disposal of the asset and ascertain that the proceeds were deposited into the Successor Agency trust fund. If the differences are due to additions (this generally is not expected to occur), inspect the supporting documentation and note the circumstances.
- D. If the assets listed at 7(A) are listed at recently estimated market value, inspect the evidence (if any) supporting the value and note the methodology used. If no evidence is available to support the value and/or methodology, note the lack of evidence.

Findings – The Successor Agency asserted that the Successor Agency Redevelopment Funds have capital assets that are considered non-liquid assets totaling \$2,158,569. These parcels have been transferred to the Successor Agency at historical cost, net of accumulated depreciation. The non-liquid assets were agreed to records maintained within the accounting records. A listing of the capital assets is included at Exhibit C-2 of the AUP report.

8. Perform the following procedures:

- A. If the Successor Agency believes that asset balances need to be retained to satisfy enforceable obligations, obtain from the Successor Agency an itemized schedule of asset balances (resources) as of June 30, 2012 that are dedicated or restricted for the funding of enforceable obligations and perform the following procedures. The schedule should identify the amount dedicated or restricted, the nature of the dedication or restriction, the specific enforceable obligation to which the dedication or restriction relates, and the language in the legal document that is associated with the enforceable obligation that specifies the dedication of existing asset balances toward payment of that obligation.
 - i. Compare all information on the schedule to the legal documents that form the basis for the dedication or restriction of the resource balance in question.
 - ii. Compare all current balances to the amounts reported in the accounting records of the Successor Agency or to an alternative computation.
 - iii. Compare the specified enforceable obligations to those that were included in the final Recognized Obligation Payment Schedule approved by the California Department of Finance.
 - iv. Attach as an exhibit to the report the listing obtained from the Successor Agency. Identify in the report any listed balances for which the Successor Agency was unable to provide appropriate restricting language in the legal document associated with the enforceable obligation.
- B. If the Successor Agency believes that future revenues together with balances dedicated or restricted to an enforceable obligation are insufficient to fund future obligation payments and thus retention of current balances is required, obtain from the Successor Agency a schedule of approved enforceable obligations that includes a projection of the annual spending requirements to satisfy each obligation and a projection of the annual revenues available to fund those requirements and perform the following procedures:
 - i. Compare the enforceable obligations to those that were approved by the California Department of Finance. Procedures to accomplish this may include reviewing the letter from the California Department of Finance approving the Recognized Enforceable Obligation Payment Schedules for the six month period from January 1, 2012 through June 30, 2012, and for the six month period July 1, 2012 through December 31, 2012.

EXHIBIT A

**COUNTY OF VENTURA REDEVELOPMENT SUCCESSOR AGENCY
AGREED UPON PROCEDURES
PURSUANT TO AB 1484 - ALL OTHER FUNDS**

- ii. Compare the forecasted annual spending requirements to the legal document supporting each enforceable obligation.
 - a. Obtain from the Successor Agency its assumptions relating to the forecasted annual spending requirements and disclose in the report major assumptions associated with the projections.
 - iii. For the forecasted annual revenues:
 - a. Obtain from the Successor Agency its assumptions for the forecasted annual revenues and disclose in the report major assumptions associated with the projections.
- C. If the Successor Agency believes that projected property tax revenues and other general purpose revenues to be received by the Successor Agency are insufficient to pay bond debt service payments (considering both the timing and amount of the related cash flows), obtain from the Successor Agency a schedule demonstrating this insufficiency and apply the following procedures to the information reflected in that schedule.
- i. Compare the timing and amounts of bond debt service payments to the related bond debt service schedules in the bond agreement.
 - ii. Obtain the assumptions for the forecasted property tax revenues and disclose major assumptions associated with the projections.
 - iii. Obtain the assumptions for the forecasted other general purpose revenues and disclose major assumptions associated with the projections.
- D. If procedures A, B, or C were performed, calculate the amount of current unrestricted balances necessary for retention in order to meet the enforceable obligations by performing the following procedures.
- i. Combine the amount of identified current dedicated or restricted balances and the amount of forecasted annual revenues to arrive at the amount of total resources available to fund enforceable obligations
 - ii. Reduce the amount of total resources available by the amount forecasted for the annual spending requirements. A negative result indicates the amount of current unrestricted balances that needs to be retained.
 - iii. Include the calculation in the AUP report.

Findings – The Successor Agency asserted that balances of \$126,606 were needed to be retained to satisfy enforceable obligations of the Successor Agency. We matched identified items to the ROPS I. We obtained the Bond Indenture Trust Agreements for the bond payments. We obtained the ROPS I and approval letter allowing the payment of the administrative and maintenance items. A listing of balances needed to be retained for the funding of enforceable obligations is included at Exhibit C-3 of the AUP Report.

EXHIBIT A

**COUNTY OF VENTURA REDEVELOPMENT SUCCESSOR AGENCY
AGREED UPON PROCEDURES
PURSUANT TO AB 1484 - ALL OTHER FUNDS**

9. If the Successor Agency believes that cash balances as of June 30, 2012, need to be retained to satisfy obligations on the Recognized Obligation Payment Schedule (ROPS) for the period of July 1, 2012 through June 30, 2013, obtain a copy of the final ROPS for the period of July 1, 2012 through December 31, 2012, and a copy of the final ROPS for the period January 1, 2013 through June 30, 2013. For each obligation listed on the ROPS, the Successor Agency should add columns identifying (1) any dollar amounts of existing cash that are needed to satisfy that obligation, and (2) the Successor Agency's explanation as to why the Successor Agency believes that such balances are needed to satisfy the obligation. Include this schedule as an attachment to the AUP report.

Findings – The Successor Agency asserted that cash balances as of June 30, 2012 in the amount of \$237,806 need to be retained to satisfy obligations on the ROPS for the period of July 1, 2012 through June 30, 2012. The Successor Agency asserted that a portion of the cash balance at June 30, 2012 represented RPTTF received in June 2012 for ROPS II obligations.

A schedule of the asset balances retained is at Exhibit C-4 of the AUP report.

10. Include (or present) a schedule detailing the computation of the Balance Available for Allocation to Affected Taxing Entities. Amounts included in the calculation should agree to the results of the procedures performed in each section above. The schedule should also include a deduction to recognize amounts already paid to the County Auditor-Controller on July 12, 2012, as directed by the California Department of Finance. The amount of this deduction presented should be agreed to evidence of payment. The attached example summary schedule may be considered for this purpose. Separate schedules should be completed for the Low and Moderate Income Housing Fund and for all other funds combined (excluding the Low and Moderate Income Housing Fund).

Findings – We have included a schedule detailing the computation of the Balance Available for Allocation to Affected Taxing Entities. See Exhibit C-5. The Successor Agency asserted that a payment was not required to be transferred to the Auditor Controller's office.

11. Obtain a representation letter from Successor Agency management acknowledging their responsibility for the data provided to the practitioner and the data presented in the report or in any attachments to the report. Included in the representations should be an acknowledgment that management is not aware of any transfers (as defined by Section 34179.5) from either the former redevelopment agency or the Successor Agency to other parties for the period from January 1, 2011 through June 30, 2012 that have not been properly identified in the AUP report and its related exhibits. Management's refusal to sign the representation letter should be noted in the AUP report as required by attestation standards.

Findings – The Successor Agency provided a management representation letter. No exceptions were noted.

DRAFT COPY 12/14/12.2
Exhibit C

**County of Ventura Redevelopment Successor Agency
Pursuant To AB 1484 - All Other Funds
Summary of Financial Transactions**

	Redevelopment Agency 12 Months Ended 6/30/2010 (modified accrual)	Redevelopment Agency 12 Months Ended 6/30/2011 (modified accrual)	Unaudited Redevelopment Agency 7 Months Ended 1/31/2012 (modified accrual)	Unaudited Successor Agency 5 Months Ended 6/30/2012 (full accrual)
Assets				
Cash and Investments	\$ 1,347,718	\$ 866,436	\$ 669,272	\$ 480,303
Receivables, net	76,119	55,049	35,486	266,083
Due from other funds	85,858	121,410	157,276	-
Long-term receivables	-	636,772	731,008	-
Capital Assets:				
Nondepreciable	-	-	-	293,852
Depreciable, net	-	-	-	1,864,717
Total Assets	\$ 1,509,695	\$ 1,679,667	\$ 1,593,042	\$ 2,904,955
Liabilities				
Accounts Payable	\$ 126,219	\$ 227,076	\$ 137,797	\$ 361,554
Due to other funds	85,858	121,410	157,276	-
Deposits Payable	-	1,125	-	-
Deferred Revenue	-	636,772	731,008	-
Interest Payable	-	-	-	23,217
Long-Term Liabilities:				
Due within a year	-	-	-	68,300
Due in more than one year	-	-	-	1,020,100
Total Liabilities	\$ 212,077	\$ 986,383	\$ 1,026,081	\$ 1,473,171
Equity	1,297,618	693,284	566,961	1,431,784
Total Liabilities + Equity	\$ 1,509,695	\$ 1,679,667	\$ 1,593,042	\$ 2,904,955
Total Revenues:	\$ 705,706	\$ 673,438	\$ 318,506	\$ 384,080
Total Expenditures/Expenses:	\$ 776,384	\$ 1,277,772	\$ 444,829	\$ 366,721
Total Transfers:	\$ 19,900	\$ -	\$ -	\$ -
Total Extraordinary Items:	\$ -	\$ -	\$ -	\$ 1,414,425
Net change in equity	\$ (50,778)	\$ (604,334)	\$ (126,323)	\$ 1,431,784
Beginning Equity:	\$ 1,348,396	\$ 1,297,618	\$ 693,284	\$ -
Ending Equity:	\$ 1,297,618	\$ 693,284	\$ 566,961	\$ 1,431,784
Other Information (show year end balances for all three years presented):				
Capital assets as of end of year	\$ 2,195,097 *	\$ 2,205,534 *	\$ 2,186,215 *	\$ 2,158,569 *
Long-term debt as of end of year	\$ 1,233,500	\$ 1,153,600	\$ 1,088,400	\$ 1,088,400

* amounts are net of accumulated depreciation.

County of Ventura Redevelopment Successor Agency
All Other Funds - Listing of Assets
As of June 30, 2012 - Unaudited

Note: Excludes all assets held by the entity that assumed the housing function of the former RDA

Assets

Cash and investments

4813.0010	Cash & Cash Equivalents with Treasurer	\$	62,184	
4814.0010	Cash & Cash Equivalents with Treasurer		67,607	
4817.0010	Cash & Cash Equivalents with Treasurer		29,481	
4814.0010	Cash & Cash Equivalents with Treasurer		15,880	
1100.0010	Cash & Cash Equivalents with Treasurer		305,151	
	Total			480,303

Other assets

1100.0130	Accounts Receivable	\$	266,083	
1100-0555	Capital Assets		2,158,569	
	Total			2,424,652

TOTAL ASSETS AT 6/30/2012: \$ 2,904,955

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 Exhibit 5-1

**County of Ventura Redevelopment Successor Agency
 Pursuant To AB 1484 - All Other Funds
 Legally Restricted Amounts**

ITEM	DESCRIPTION	ACCOUNT	AMOUNT	PURPOSE/DOC SOURCE/LEGAL DOCUMENT	PERIOD OF RESTRICTION
A	Unspent Bond Proceeds <i>None reported</i>				
B	Grant proceeds and program income restricted by third parties <i>None reported</i>				
C	Other assets				
a	Cash in Treasury, Fund 4814, 2002 Tax Bond, Reserve, Piru RDA	0010	\$ 67,498	2002 USDA Bond Indenture of Trust, Article IV, Section 4.03(d)	2017
b	Cash in Treasury, Fund 4818, 2008 Tax Bond, Reserve, Piru RDA	0010	15,854	2008 USDA First Supplement to Indenture of Trust (2002), Article X, Section 10.03 through 10-04	2038
c	Accounts Receivable, Fund 1100 (6900), Redev Oblig Retire Fund AB x126	0130	251,043	2012 County of Ventura RDA 1484 AUP Report for LMIHF	2012-2013
d	Cash In Treasury	0010	6,228	Payment of former RDA invoices from Spring, 2011 tax increment.	2012-2013
e	Accounts Receivable, Fund 1100 (6900), Redev Oblig Retire fund AB x126	0130	14,084	CDBG receivable	2012-2013
	Total		<u>\$ 354,707</u>		

County of Ventura Redevelopment Successor Agency
Pursuant To AB 1484 - All Other Funds
Non Liquid Assets - All Other Funds

Exhibit C-2

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ITEM	DESCRIPTION	GL ACCT NO	AMOUNT	VALUE METHOD (COST OR MARKET)
A	Capital Assets			
a	Piru Bank Building: STR944	0555	\$ 30,318	Cost
b	Piru Town Square: STR971	0555	923,866	Cost
c	Piru Storm Drain: 77000-SD	0580 (0555)	910,533	Cost
d	Piru Skate Park: CIP	0690	293,852	Cost
B	Land Held for Resale			
	<i>None reported</i>			
		Total	<u>\$ 2,158,569</u>	

Exhibit C-3
DRAFT COPY 12/14/12.2

County of Ventura Redevelopment Successor Agency
Pursuant To AB 1484 - All Other Funds
Schedule of Balances for Funding Enforceable Obligations

ITEM	PROJECT NAME/DEBT OBLIGATION	ROPS LINE NO.	OBLIGATION AMOUNT AS APPROVED BY DOF	AMOUNT PAID IN PERIOD ENDING JUNE 30, 2012	AMOUNT FROM JUNE 30, 2012 BALANCE DEDICATED / RESTRICTED FOR FUNDING THE OBLIGATION	NATURE OF DEDICATION / RESTRICTION	LANGUAGE IN THE LEGAL DOC
1	2002 USDA BOND Payment posted July 2, 2012	ROPS I, Form A - Line #8	\$ 62,083	\$ -	\$ 62,083	USDA Bond Payment	2002 USDA Bond Indenture of Trust, Article II, Section 2.02 Terms of Bonds
2	2008 USDA BOND Payment posted July 2, 2012	ROPS I, Form A - Line #9	29,433	-	29,433	USDA Bond Payment	2008 USDA First Supplement to Indenture of Treust (2002), Article X, Section 10.03
3	Administrative Allowance Accounts Payable; payment posted July 23, 2012	ROPS I, Form C - Line #1	21	-	21	Approved ROPS I obligation	<i>Health and Safety Code Section 34171</i>
4	Administrative Allowance Accounts Payable; payment posted July 23, 2012	ROPS I, Form C - Line #2	23,875	-	23,875	Approved ROPS I obligation	<i>Health and Safety Code Section 34171</i>
5	County of Ventura, GSA - Town Square Maint; payment posted July 23, 2012	ROPS I, Form A - Line #1	10,735	-	10,735	Approved ROPS I obligation	<i>Health and Safety Code Section 34171</i>
6	Utilities - Southern California Edison; payment posted July 20, 2012	ROPS I, Form A - Line #2	101	-	101	Approved ROPS I obligation	<i>Health and Safety Code Section 34171</i>
7	Utilities - Warring Water Service; payment posted July 18, 2012	ROPS I, Form A - Line #4	357	-	357	Approved ROPS I obligation	<i>Health and Safety Code Section 34171</i>
			\$ 126,606	\$ -	\$ 126,606		
					\$ 126,606		

Note: Schedule should list only those assets that are dedicated or restricted for the funding of an enforceable obligation

County of Ventura Redevelopment Successor Agency
Pursuant To AB 1484 - All Other Funds

June 30, 2012 Cash Balances Needed to Satisfy Obligations for the 2012/2013 FINAL ROPS

ITEM	PROJECT NAME	ROPS LINE ITEM	APPROVED OBLIGATION AMOUNT	EXISTING CASH NEEDED TO SATISFY OBLIGATION	SUCCESSOR AGENCY EXPLANATION
<i>Note: List only those obligations for which current balances are needed to satisfy obligations that will be placed on the ROPS for the 2012/13 fiscal year</i>					
1	County of Ventura, GSA- Town Square Maint	ROPS II - Schedule A - Line #1	\$ 37,500	\$ 37,500	DOF Approved ROPS II July 1-Dec 31, 2012 - RPTTF
2	Utilities - Southern California Edison	ROPS II - Schedule A - Line #2	3,600	3,600	
3	Utilities - The Gas Company	ROPS II - Schedule A - Line #3	120	120	
4	Utilities - Warring Water Service	ROPS II - Schedule A - Line #4	2,100	2,100	
5	Utilities - County of Ventura WPD	ROPS II - Schedule A - Line #5	360	360	
6	2002 USDA BOND 12/31/12 Payment	ROPS II - Schedule A - Line #6	10,865	10,865	
7	2008 USDA BOND 12/31/12 Payment	ROPS II - Schedule A - Line #7	15,761	15,761	
8	Purchase Order fees	ROPS II - Schedule C - Line #1	1,000	1,000	
9	Administrative Services	ROPS II - Schedule C - Line #2	15,000	15,000	
10	Training & Seminars	ROPS II - Schedule C - Line #4	4,500	4,500	
11	Outside Legal Counsel	ROPS II - Schedule C - Line #5	10,500	10,500	
12	FY11-12 Final Audit	ROPS II - Schedule C - Line #6	6,000	6,000	
13	FY11-12 Successor Agency Audit	ROPS II - Schedule C - Line #7	8,000	8,000	
14	Cost of Oversight Board meetings	ROPS II - Schedule C - Line #9	500	500	
15	Admin costs of Successor Housing Agency	ROPS II - Schedule C - Line #10	1,000	1,000	
16	Enforceable obligations Jan 1 - Jun 30, 2013	ROPS III (Amended)	24,000	24,000	DOF ROPS III Jan 1-June 30, 2013 Underfunded; RPTTF funds insufficient to fund enforceable obligations
17	Administrative Services	ROPS III (Amended)	97,000	97,000	DOF Amended ROPS III Jan 1-June 30, 2013 - RPTTF/Admin (Pending)
			\$ 237,806	\$ 237,806	

DRAFT COPY 12/14/12.2
 Exhibit C-5

County of Ventura Redevelopment Successor Agency
Pursuant To AB 1484 - All Other Funds
Summary of Balances Available for Allocation to Affected Taxing Entities

		<u>Reference:</u>
Total amount of assets held by the successor agency as of June 30, 2012 (procedure 5)	\$ 2,904,955	Exhibit C
Add the amount of any assets transferred to the city or other parties for which an enforceable obligation with a third party requiring such transfer and obligating the use of the transferred assets did not exist (procedures 2 and 3)	-	
Less assets legally restricted for uses specified by debt covenants, grant restrictions, or restrictions imposed by other governments (procedure 6)	(354,707)	Exhibit C-1
Less assets that are not cash or cash equivalents (e.g., physical assets) - (procedure 7)	(2,158,569)	Exhibit C-2
Less balances that are legally restricted for the funding of an enforceable obligation (net of projected annual revenues available to fund those obligations) - (procedure 8)	(126,606)	Exhibit C-3
Less balances needed to satisfy ROPS for the 2012-13 fiscal year (procedure 9)	(237,806)	Exhibit C-4
Less the amount of payments made on July 12, 2012 to the County Auditor-Controller as directed by the California Department of Finance	<u>-</u>	
Amount to be remitted to county for disbursement to taxing entities	<u><u>\$ 27,267</u></u>	

**OVERSIGHT BOARD – SUCCESSOR AGENCY TO THE
FORMER REDEVELOPMENT AGENCY OF THE
COUNTY OF VENTURA
AGENDA REPORT**

DATE: December 14, 2012

TO: Oversight Board to Successor Agency

FROM: Donna McKendry, CEO Management Analyst

SUBJECT: Adoption of Resolution No. 12- 17 Ratifying the Successor Agency Entering into Its Memorandum of Agreement Regarding Continuing Services Between the County of Ventura’s General Services Agency (GSA) and the Successor Agency to the Former Redevelopment Agency of the County of Ventura for Ongoing Piru Town Square General Services and Payment of All County Services That Occurred Prior to This Amendment

DISCUSSION:

Pursuant to Health and Safety Code Section 34178, certain agreements, contracts, or arrangements between the County of Ventura (County) and the former Redevelopment Agency (RDA) of the County are now invalid and shall not be binding on the Successor Agency (SA). However, if the SA desires to enter into or amend agreements with the County, it may do so upon approval of its oversight board.

Currently, there is an agreement for services between the County General Services Agency (GSA) and the SA for general park maintenance and repair of the Town Square Park. This agreement is listed on the July 1, 2012 through December 31, 2012, and the January 1, 2013 through June 30, 2013, Recognized Obligation Payment Schedules (ROPS), line item #1.

The former Citizens State Bank property (Bank Building), located at 3940 East Center Street in Piru, California, became a SA asset pursuant to the dissolution provisions of ABx1 26, whereby all properties, contracts, leases, records, buildings and equipment of the former RDA were transferred to the control of successor agencies. At the time of the transfer, the Bank Building was leased to Alfonso Aguilar, owner and operator of the U-Scream Ice-Cream business located within the building. During the term of the lease, the tenant was contractually required to perform all maintenance and upkeep of the

building. On September 4, 2012, with sufficient notice, Mr. Aguilar closed his business and vacated the Bank Building, which has been vacant since that date. On October 15, 2012, the SA was notified a Bank Building window was broken. GSA was notified and repaired the window. This illustrated the need for maintenance and repair services of the Bank Building until the property can be disposed of pursuant to the dissolution provisions of ABx1 26 and AB 1484.

In addition to maintenance and repair needs, the Town Square and Bank Building facilities are occasionally reserved for use by the community and film industry. GSA currently has a facility reservation system in place that could be implemented to handle requests for both facilities. All fees obtained from these reservations are intended to cover basic staff and maintenance costs, payable to GSA.

Due to the immediate need for maintenance services, the SA entered into an Amendment to Memorandum of Agreement with the County's General Services Agency to include the Bank Building, until such time as the asset is sold or transferred. The Amendment also expanded the current agreement with GSA to include handling all facility use agreements for both facilities for public, private and film industry use.

FISCAL IMPACT:

The Bank building is vacant and locked and there are no plans for any functional use at this time. It is anticipated that the building will be placed on the market to be sold in early 2013. Maintenance and care of the facility should be minimal. In addition, the frequency of facility use agreements and filming at the Town Square and Bank Building facilities are minimal. Therefore, it is anticipated the current GSA allocation on the July 1, 2012 through December 31, 2012 and the January 1, 2013 through June 30, 2013 Recognized Obligation Payment Schedules (ROPS), line item #1, for maintenance of the Piru Town Square asset should cover any costs associated with the care of the Bank Building and any film/facility use agreements. Therefore, there is no fiscal impact.

STAFF RECOMMENDATION:

It is recommended that your Board:

1. Adopt Resolution No. 12-17, attached as Exhibit A.
2. Ratify SA Agreement to Pay All County Services That Occurred Prior to This Amendment on the Bank Building and Film/Facility Use Agreements

Exhibit A – Resolution No 12-17

Exhibit B – Amendment to Memorandum of Agreement

RESOLUTION NO. 12-17

**RESOLUTION OF THE OVERSIGHT BOARD FOR THE SUCCESSOR AGENCY TO
THE FORMER REDEVELOPMENT AGENCY OF THE COUNTY OF VENTURA,
STATE OF CALIFORNIA, AUTHORIZING THE SUCCESSOR AGENCY TO ENTER INTO AN AMENDMENT TO
THE MEMORANDUM OF AGREEMENT WITH THE COUNTY OF VENTURA GENERAL SERVICES AGENCY**

The Oversight Board for the Successor Agency to The Former Redevelopment Agency of the County of Ventura does resolve as follows:

WHEREAS, Assembly Bill x1 26 ("ABx1 26") was passed by the State Legislature on June 15, 2011 and signed by the Governor on June 28, 2011, and AB 1484 was approved by Governor, effective June 27, 2012; and

WHEREAS, among other things, ABx1 26 adds and AB 1484 amends Part 1.85 to the California Health and Safety Code, including Health and Safety Code section 34170 et seq.; and

WHEREAS, by enactment of Part 1.85 of Division 24 of the Health and Safety Code, The Redevelopment Agency of the County of Ventura was dissolved as of February 1, 2012 such that the Successor Agency to The Redevelopment Agency of the County of Ventura ("Successor Agency") shall be designated as successor entity to the former redevelopment agency under Health and Safety Code Section 34173(a); and

WHEREAS, pursuant to Health and Safety Code Section 34178, certain agreements, contracts, or arrangements between the county that created the redevelopment agency and the redevelopment agency are invalid and shall not be binding on the successor agency; and

WHEREAS, pursuant to Health and Safety Code Section 34178, a successor agency wishing to enter or reenter into agreements with the county that formed the redevelopment agency that it is succeeding may do so upon obtaining the approval of its oversight board: and

WHEREAS, the oversight board of the Successor Agency to the former redevelopment agency of the County of Ventura ("Oversight Board") authorized the Successor Agency to enter into a memorandum of agreement between the County of Ventura and the Successor Agency for general maintenance and repair work at the Piru Town Square Park, which was executed on or about September 19, 2012; and

WHEREAS, the Successor Agency has entered into an amended memorandum of agreement with the County of Ventura for the Town Square Park general maintenance and repair, adding to it the maintenance and repair of the Bank Building, which is also a Successor Agency asset and expand service area to include handling all facility use agreements for both facilities for public, private and film industry use.

WHEREAS, the Successor Agency has engaged GSA to provide necessary maintenance and repair services to the Bank Building.

NOW, THEREFORE BE IT FOUND AND RESOLVED AS FOLLOWS:

1. The above recitations are true and correct.
2. The Oversight Board hereby adopts Resolution 12-17, ratifying the Successor Agency's decision to enter into the amended memorandum of agreement with GSA for necessary services to the Bank Building is hereby approved.
3. The Oversight Board authorizes the Successor Agency to pay GSA for any services rendered for maintenance and/or repair on the Bank Building and for any facility use and film permit costs that occurred prior to the execution of this amended memorandum of agreement.

PASSED, APPROVED AND ADOPTED by the Oversight Board, on a motion by Board Member _____, seconded by Member _____, this _____ day of _____ 2012.

By: _____
Chair
Oversight Board

ATTEST:

By: _____
Successor Agency Secretary

**FIRST AMENDMENT TO MEMORANDUM OF AGREEMENT REGARDING
CONTINUING SERVICES BETWEEN THE COUNTY OF VENTURA AND THE
SUCCESSOR AGENCY TO THE FORMER REDEVELOPMENT AGENCY OF THE
COUNTY OF VENTURA FOR ONGOING PIRU TOWN SQUARE GENERAL
SERVICES**

This is the First Amendment to a Memorandum of Agreement made by and between the County of Ventura ("County") and the Successor Agency to the Former Redevelopment Agency of the County of Ventura ("SA"), which the parties made effective July 1, 2012.

RECITALS

WHEREAS, the County entered into a memorandum of agreement with the SA effective July 1, 2012 to provide maintenance and upkeep of the Piru Town Square (the "Agreement").

WHEREAS, the County, through its General Services Agency (GSA), provides services, including daily custodial service in the park, landscape maintenance, restroom janitorial duties, facility repairs and general oversight, for and on behalf of the SA, relating to the upkeep and operation of the Piru Town Square, which is located in the unincorporated area of the County, in the community of Piru.

WHEREAS, the term of the Agreement covers the period of time from and including July 1, 2012 and to and including June 30, 2013.

WHEREAS, the services and related costs incurred shall be billed at Board of Supervisors approved contract service rates effective for the fiscal year 2012-13 term, in an amount estimated not to exceed \$75,000, and charged to the SA at a frequency no more than on a quarterly basis, or as may be agreed in writing by the parties.

WHEREAS, this Agreement may only be modified or amended in writing and with the prior written consent of both parties.

WHEREAS, the Parties now wish to expand the Agreement's service area to include maintenance and upkeep services for the Piru Bank Building.

WHEREAS, the Parties also wish to expand the Agreement's Scope of Services to include handling all facility use agreements and film permits for the Piru Town Square and the Piru Bank Building for public, private and film industry use.

WHEREAS, the Parties also wish to further expand the Agreement's Scope of Services, adding the services and related costs incurred shall be billed using GSA fee schedules associated with processing film permits, facility reservations and associated administration costs, within the original agreed upon amount estimated not to exceed \$75,000, which fee schedules have been approved by the Board of Supervisors. Such additional fees shall be collected by GSA, transferred in whole to the SA and invoices for related services and costs charged to the SA at a frequency no more than on a quarterly basis, or as may be agreed in writing by the parties.

NOW THEREFORE, based upon the above stated recitals of fact and on the following terms and conditions the parties agree as follows:

1. The Agreement is hereby amended to include the cost of maintenance and upkeep services in and at the Piru Bank Building located at 3940 East Center Street, Piru, California.
2. The Agreement is also amended to expand GSA's Scope of Services to include the handling of all facility use agreements and film permits for the Piru Town Square and the Piru Bank Building for public, private and film industry use.
3. The Agreement's Scope of Services is also amended to include the services and related costs of staff support and expenses related to the terms within GSA film permits and facility use agreements for the Town Square and Bank Building facilities which shall be billed using GSA fee schedules associated with processing film permits, facility reservations and associated

**FIRST AMENDMENT TO MEMORANDUM OF AGREEMENT REGARDING
CONTINUING SERVICES BETWEEN THE COUNTY OF VENTURA AND THE
SUCCESSOR AGENCY TO THE FORMER REDEVELOPMENT AGENCY OF THE
COUNTY OF VENTURA FOR ONGOING PIRU TOWN SQUARE GENERAL
SERVICES**

administration costs, within the original agreed upon amount estimated not to exceed \$75,000. Such additional fees shall be collected by GSA and transferred in whole to the SA. Invoices for related services and costs shall be charged to the SA at a frequency no more than on a quarterly basis, or as may be agreed in writing by the parties.

4. Except as modified hereby, all other terms and conditions of the parties' prior Agreement, dated July 1, 2012, shall remain in full force and effect.

IN WITNESS WHEREOF, this Amendment is executed by the parties hereto as of the date last signed and made effective July 1, 2012.

COUNTY OF VENTURA, a political
Subdivision of the State of California

Dated: 11/20/12

By: Steve Morgan
Steve Morgan
Chief Deputy Director
General Services Agency

SUCCESSOR AGENCY TO THE FORMER REDEVELOPMENT
AGENCY OF THE COUNTY OF VENTURA

Dated: 11/20/12

By: Donna McKendry
Donna McKendry
Secretary, Successor Agency to the Former
Redevelopment Agency of the County of Ventura

**OVERSIGHT BOARD – SUCCESSOR AGENCY TO THE
FORMER REDEVELOPMENT AGENCY OF THE
COUNTY OF VENTURA
AGENDA REPORT**

DATE: December 14, 2012

TO: Oversight Board to Successor Agency

FROM: Donna McKendry, CEO Management Analyst

SUBJECT: Adoption of Resolution No. 12-18 Authorizing the Successor Agency to the Former Redevelopment Agency of the County of Ventura to Enter into an Amendment to the Memorandum of Agreement Between the County of Ventura’s County Executive Office (CEO) and the Successor Agency for Ongoing CEO Staff Administrative Services and Direct Secretary to Sign Amendment

DISCUSSION:

Pursuant to Health and Safety Code Section 34178, certain agreements, contracts, or arrangements between the County of Ventura and the Redevelopment Agency of the County of Ventura are now invalid and shall not be binding on its Successor Agency. However, if the Successor Agency desires to enter or reenter into agreements with the County of Ventura, it may do so upon approval of its oversight board.

On September 17, 2012, your Board approved the Memorandum of Agreement regarding services between the County of Ventura and the Successor Agency for ongoing CEO administrative services.

Currently, that agreement is listed on the January 2012 through June 2012 and the July 2012 through December 2012 Recognized Obligation Payment Schedules (ROPS). ROPS Form C represents that the amount of the agreement for CEO administrative is not to exceed \$60,000.

This total accounts for the services of the Successor Agency Secretary and fiscal department staff support. Due to the unanticipated amount of work, the \$60,000 allocation was significantly underestimated. Preliminary reports indicate \$26,000 will be paid for CEO administrative services for the first quarter (July-September 2012).

Workload is not anticipated to slow down until the Department of Finance allows the sale of the Bank Building and makes a determination of what to do with the bond funded Town Square and Storm Drain projects.

To cover the unexpected additional secretary and fiscal staff service costs, by this item the Successor Agency seeks your adoption of a resolution authorizing it to amend the agreement with the County of Ventura for ongoing CEO administrative services.

STAFF RECOMMENDATION:

1. Adoption of a Resolution authorizing the Successor Agency to enter into an amended agreement with the County of Ventura (Attachment A).
2. Delegation to Successor Agency's Secretary to prepare and sign the amended agreement with the County of Ventura for ongoing CEO staff administrative services.

Exhibit A – Resolution Authorizing Agreement

Exhibit B – Amendment to CEO MOU

RESOLUTION NO. 12-18

**RESOLUTION OF THE OVERSIGHT BOARD FOR THE SUCCESSOR AGENCY TO
THE FORMER REDEVELOPMENT AGENCY OF THE COUNTY OF VENTURA,
STATE OF CALIFORNIA, AUTHORIZING THE SUCCESSOR AGENCY TO ENTER INTO AN AMENDMENT TO
THE MEMORANDUM OF AGREEMENT BETWEEN THE COUNTY OF VENTURA AND THE SUCCESSOR
AGENCY FOR ONGOING CEO STAFF ADMINISTRATIVE SERVICES AND DIRECT SECRETARY TO SIGN
AMENDMENT**

The Oversight Board for the Successor Agency to The Former Redevelopment Agency of the County of Ventura does resolve as follows:

WHEREAS, Assembly Bill x1 26 ("ABx1 26") was passed by the State Legislature on June 15, 2011 and signed by the Governor on June 28, 2011, and AB 1484 was approved by Governor, effective June 27, 2012; and

WHEREAS, among other things, ABx1 26 adds and AB 1484 amends Part 1.85 to the California Health and Safety Code, including Health and Safety Code section 34170 et seq.; and

WHEREAS, by enactment of Part 1.85 of Division 24 of the Health and Safety Code, The Redevelopment Agency of the County of Ventura was dissolved as of February 1, 2012 such that the Successor Agency to The Redevelopment Agency of the County of Ventura ("Successor Agency") shall be designated as successor entity to the former redevelopment agency under Health and Safety Code Section 34173(a); and

WHEREAS, pursuant to Health and Safety Code Section 34178, certain agreements, contracts, or arrangements between the county that created the redevelopment agency and the redevelopment agency are invalid and shall not be binding on the successor agency; and

WHEREAS, pursuant to Health and Safety Code Section 34178, a successor agency wishing to enter or reenter into agreements with the county that formed the redevelopment agency that it is succeeding may do so upon obtaining the approval of its oversight board: and

WHEREAS, the oversight board of the Successor Agency to the former redevelopment agency of the County of Ventura ("Oversight Board") authorized the Successor Agency to enter into a memorandum of agreement between the County of Ventura and the Successor Agency for County Executive Office ("CEO") administrative services, in an amount not to exceed \$90,000 between January 2012 through June 2012 and in an amount not to exceed \$60,000 between July 2012 and December 2012.

WHEREAS, the Successor Agency wishes to enter into an amended memorandum of agreement with the County of Ventura for CEO administrative services in an amount estimated not less than \$60,000 and, if the Successor Agency Administrative Budget allows, not to exceed \$120,000 through fiscal year 2012-13.

NOW, THEREFORE BE IT FOUND AND RESOLVED AS FOLLOWS:

1. The above recitations are true and correct.
2. Entering the amended memorandum of agreement is hereby approved.
3. The Oversight Board delegates to the Successor Agency's Secretary the authority to prepare and sign said amendment.

PASSED, APPROVED AND ADOPTED by the Oversight Board, on a motion by Board Member _____, seconded by Member _____, this _____ day of _____ 2012.

By: _____
Chair
Oversight Board

ATTEST:

By: _____
Successor Agency Secretary

AMENDMENT 1
MEMORANDUM OF AGREEMENT REGARDING CONTINUING SERVICES
BETWEEN THE COUNTY OF VENTURA AND THE SUCCESSOR AGENCY TO THE
FORMER REDEVELOPMENT AGENCY OF THE COUNTY OF VENTURA FOR
ONGOING CEO STAFF ADMINISTRATIVE SERVICES

This Agreement Amendment #1 modifies the Memorandum of Agreement entered into September 17, 2012, by and between the County of Ventura ("County") and the Successor Agency to the Former Redevelopment Agency of the County of Ventura ("SA") as follows:

WHEREAS, the County Executive Office was authorized, pursuant to ABx1 26 (2011) and previously approved administrative budgets of the SA, to provide staff services to the SA at an estimated cost of \$60,000 through fiscal year 2012-13, and the parties agreed to provide such services at such a cost; and

WHEREAS, the County Executive Office now seeks authorization to provide staff services to the SA at an estimated cost not less than \$60,000 and, if the SA Administrative Budget allows, not to exceed \$120,000 through fiscal year 2012-13.

NOW, THEREFORE, the parties agree to amend the current Section 4 of the Memorandum of Agreement as follows:

4. **Services Reimbursement Rate and Methodology.** Services and related costs incurred shall be billed at Board of Supervisors approved contract services rates effective for the fiscal year 2012-13 term, in an amount estimated not less than \$60,000 and, if the SA Administration Budget allows, not to exceed \$120,000, and charged to the SA at a frequency no more than on a quarterly basis, or as may be agreed in writing by the parties.

Except as modified hereby, all other provisions of the Memorandum of Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, this Agreement Amendment #1 was executed by the parties hereto as of the date last signed.

COUNTY OF VENTURA, a political
Subdivision of the State of California

Dated: _____

By: _____

Michael Powers
County Executive Officer

SUCCESSOR AGENCY TO THE FORMER REDEVELOPMENT
AGENCY OF THE COUNTY OF VENTURA

Dated: _____

By: _____

Donna McKendry
Secretary, Successor Agency to the Former
Redevelopment Agency of the County of Ventura

**OVERSIGHT BOARD – SUCCESSOR AGENCY TO THE
FORMER REDEVELOPMENT AGENCY OF THE
COUNTY OF VENTURA
AGENDA REPORT**

DATE: December 14, 2012

TO: Oversight Board to Successor Agency

FROM: Donna McKendry, CEO Management Analyst

SUBJECT: Receive, File, and Discuss Insufficient Funds Letter Sent by Successor Agency Staff to the Ventura County Auditor-Controller and State Department of Finance on November 30, 2012

RECOMMENDATION:

It is recommended that your Board:

Receive, file, and discuss Insufficient Funds Letter Sent by Successor Agency Staff to the Ventura County Auditor-Controller and State Department of Finance on November 30, 2012.

FISCAL IMPACT:

Potential fiscal impact, as outlined in attached Exhibit A.

DISCUSSION:

Pursuant to Health and Safety Code Section 34183(b), “If the successor agency reports to the county auditor-controller that the total amount [of funds] available to the successor agency are insufficient to fund the payments required [by subdivision (a) of this section] in the next six-month fiscal period, the county auditor-controller shall notify the Controller and the Department of Finance [DOF] no later than 10 days from the date of that notification.” The Successor Agency made this report on November 30, 2012. (See Exhibit A.)

In such circumstances, Section 34183 requires “The county auditor-controller [to] verify whether the successor agency will have sufficient funds from which to services debts according to the (ROPS) and shall report the findings to the (State) Controller.” “If the

Controller concurs that there are insufficient funds to pay required debt service, the amount of the deficiency shall be deducted first from the amount remaining to be distributed to taxing entities . . . and if that amount is exhausted, from amounts available for distribution for [certain] administrative costs”

Based on the current Real Property Tax Trust Fund (RPTTF) calculations, the Successor Agency is estimated to receive \$225,959 dollars in the upcoming January, 2013 distribution. The previous obligations listed on the original ROPS III (January 1, 2013 through June 30, 2013) total \$255,975. The proposed amended ROPS III has estimated total expenditures of \$346,747. There is an anticipated shortage of \$120,788 between the RPTTF funds available and the ROPS III debt obligations. Therefore, the Successor Agency officially reported that fact to the County Auditor-Controller pursuant to Health and Safety Code 34183(b), as noted, above.

The Successor Agency’s Private Purpose Trust (PPT) Fund 6900, listed in Exhibit A, is the current unrestricted cash balance on hand and has a total of Cash in Treasury (“cash on hand”) amount of \$278,631.35 as of November 30, 2012. Today, your Board was presented with the second Due Diligence Review (DDR) required by Health and Safety Code section 34179.5 and 24179.6. The funds identified in the DDR to be remitted to the County of Ventura Auditor-Controller would be paid out of Fund 6900. Unless your Board elects to retain Fund 6900 assets sufficient to cover the administrative budget shortfall shown in the revised ROPS III presented to you today, that money will be remitted to the Ventura County Auditor-Controller for distribution and there will be an administrative budget shortfall.

In addition to the Auditor-Controller, staff forwarded the Insufficient Funds letter to the DOF. Staff is waiting to receive a response and/or recommendation from the Auditor-Controller with regard to the projected shortfall. Staff plans to bring to your Board its recommendations on the amount to retain, pursuant to section 34179.6(c), from Fund 6900 to cover the projected administrative budget shortfall and to further update your Board at your next Oversight Board meeting, in January. Any retention decision is subject to DOF review.

Exhibit A – Insufficient Funds Letter Sent to the County Auditor-Controller and Department of Finance on November 30, 2012