

RESOLUTION NO. _____

**RESOLUTION OF THE SUCCESSOR AGENCY TO THE FORMER
REDEVELOPMENT AGENCY OF THE CITY OF DESERT HOT SPRINGS
APPROVING A RECOGNIZED OBLIGATION PAYMENT SCHEDULE (ROPS)
FOR THE PERIOD JULY 1, 2019 THROUGH JUNE 30, 2020, PURSUANT TO
HEALTH AND SAFETY CODE SECTION 34177(I)**

WHEREAS, the City Council of the City of Desert Hot Springs agreed to serve as the successor agency to the Redevelopment Agency of the City of Desert Hot Springs ("Redevelopment Agency") commencing upon dissolution of the Redevelopment Agency on February 1, 2012 pursuant to Assembly Bill x1 26; and

WHEREAS, pursuant to Health and Safety Code Section 34177, for several years following dissolution of the Redevelopment Agency, before each six-month fiscal period, the successor agency to the Redevelopment Agency ("Successor Agency") was required to adopt a draft Recognized Obligation Payment Schedule ("ROPS") that lists all of the obligations that are "enforceable obligations" within the meaning of Health and Safety Code Section 34171, and which identifies a source of payment for each such obligation from among (i) the Low and Moderate Income Housing Fund; (ii) bond proceeds; (iii) reserve balances; (iv) the administrative cost allowance; (v) revenues from rents, concessions, interest earnings, and asset sales; and (vi) the Redevelopment Property Tax Trust Fund established by the County Auditor-Controller to the extent no other source of funding is available or payment from property tax is contractually or statutorily required; and

WHEREAS, commencing with the ROPS period beginning July 1, 2016, each ROPS now must list enforceable obligations covering a one-year period and must now be submitted to and approved by the Department of Finance on an annual basis; and

WHEREAS, the Successor Agency has prepared a ROPS and an administrative budget covering the period July 1, 2019 through June 30, 2020 ("ROPS 19-20"); and

WHEREAS, the Successor Agency administrative budget covering the period of July 1, 2019, through June 30, 2020, as part of ROPS 19-20, is consistent with the provisions of Health and Safety Code Section 34171 (b); and

WHEREAS, previously, it was required that each ROPS be submitted to the County Administrative Officer, the County Auditor-Controller, the State Department of Finance, and the Successor Agency's oversight board ("Local Oversight Board"), which oversaw the wind down activities of the Successor Agency; and

WHEREAS, pursuant to Health and Safety Code Section 34179(j), the Local Oversight Board dissolved, and as of July 1, 2018, a single county-wide (Riverside County) oversight board ("Oversight Board") was established which has now assumed the responsibilities of overseeing the wind down activities of all former redevelopment agencies within Riverside County, including the Successor Agency; and

WHEREAS, it is anticipated that the Successor Agency Board-approved ROPS 19-20 will be presented to the Oversight Board at its regularly scheduled meeting on January 17, 2019.

NOW THEREFORE, the Board of the Successor Agency to the Redevelopment Agency of the City of Desert Hot Springs hereby resolves:

Section 1. RECITALS

That the Recitals set forth above are true and correct.

Section 2. APPROVAL OF ROPS 19-20 AND ADMINISTRATIVE BUDGET

That the Successor Agency Board hereby approve and adopt ROPS 19-20 and the related administrative budget, in substantially the form attached hereto as Exhibit "A."

Section 3. TRANSMITTAL

That Successor Agency staff is directed to transmit ROPS 19-20 to the County Administrative Officer, the County Auditor-Controller, and the State Department of Finance, to the extent the same has not already been transmitted.

Section 4. OTHER ACTS

That each officer of the Successor Agency, including Successor Agency General Counsel, is hereby authorized and directed, jointly and severally, to execute and deliver such documents and instruments and to do such things which may be necessary or proper to effectuate the purposes of this Resolution, and any such actions previously taken by such officers are hereby ratified, approved and confirmed. Such acts shall include, but shall not be limited to, reformatting of the ROPS 19-20 as may be required by the Department of Finance.

The City Manager, as the Successor Agency's Executive Director or designee, is authorized to: i) post that all ROPS 19-20 A and B on the City's website, ii) transmit the ROPS 19-20 A and B to the State Department of Finance and the County Auditor-Controller for their review within the timeframe and in the manner prescribed by the HSC; and iii) make ministerial revision to ROPS 19-20 A and B, which may include, but are not limited to restating the information included within the ROPS 19-20 A and B in any format that may be requested by the State Department of finance, take such other actions and execute such other documents as are necessary to effectuate the intent of this Resolution, and to implement ROPS 19-0 An and B on behalf of the Successor Agency, including authorizing and causing such payments.

Section 5. SEVERABILITY

That if any provision of this Resolution or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Resolution which can be given effect without the invalid provision or application, and to this end the provisions of this Resolution are severable. The Successor Agency hereby declares that it would have adopted this Resolution irrespective of the invalidity of any particular portion thereof.

Section 6. EFFECTIVE DATE

That this Resolution shall take effect immediately upon adoption.

Section 7. CERTIFICATION

That the City Clerk acting for the Successor Agency shall certify to the passage of this Resolution and enter it into the book of original resolutions.

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PASSED, APPROVED AND ADOPTED on this 12th day of December 2018 by the following votes:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

Jerryl Soriano, City Clerk
acting for Successor Agency

Charles Maynard, Mayor
acting for Successor Agency

APPROVED AS TO FORM:

Jennifer Mizrahi, City Attorney
acting for Successor Agency

EXHIBIT "A"

**ROPS 19-20 COVERING THE PERIOD OF JULY 1, 2019
THROUGH JUNE 30, 2020
AND
RELATED ADMINSTRATIVE BUDGET**

SEE ATTACHED