

RESOLUTION NO. OSB 2017-02

**A RESOLUTION OF THE OVERSIGHT BOARD FOR THE
SUCCESSOR AGENCY CITY OF ROHNERT PARK AMENDING
THE REPAYMENT SCHEDULE FOR AMOUNTS OWED TO THE
CITY OF ROHNERT PARK BY THE FORMER
COMMUNITY DEVELOPMENT COMMISSION
OF THE CITY OF ROHNERT PARK**

WHEREAS, the Redevelopment Dissolution Law (AB1x 26, enacted June 28, 2013, as amended by AB 1484, enacted June 26, 2013) provided for creation of the Successor Agency to the Community Development Commission of the City of Rohnert Park ("**Successor Agency**") and required the Successor Agency to expeditiously wind-down the affairs of the former Community Development Commission as directed by the oversight board created pursuant to Section 34179 of the California Health and Safety Code ("**Oversight Board**"); and

WHEREAS, pursuant to Health and Safety Code Section 34179.7, following the successful completion of certain statutory prerequisites, the Successor Agency received a Finding of Completion from the State of California Department of Finance by letter dated April 26, 2013; and

WHEREAS, Health and Safety Code Section 34191.4(b)(1) provides that following issuance of a Finding of Completion, upon application by a successor agency, an oversight board may make a finding that a loan from a city to a redevelopment agency was for legitimate redevelopment purposes, and thereafter such loan shall be deemed an enforceable obligation of the former redevelopment agency; and

WHEREAS, on September 16, 2013, the Oversight Board adopted its Resolution No. OSB 2013-05 and made a finding that the City of Rohnert Park ("**City**") and the former Community Development Commission entered into that certain Amended and Restated Loan Agreement No. 2 dated February 27, 1990, as amended by Amendment No. 1 to the Amended and Restated Loan Agreement No. 2 dated January 1, 1999, and Amendment No. 2 to the Amended and Restated Loan Agreement No. 2 dated October 10, 2000 ("**Loan Agreement**") for legitimate redevelopment purposes; and

WHEREAS, the Oversight Board found that the City loaned a total of Five Million Four Hundred and Sixty Thousand Dollars (\$5,460,000) ("**Loan**") to the Community Development Commission, of which Two Million Seventy Five Thousand Dollars (\$2,075,000) in principal and interest was outstanding as of June 30 2013; and

WHEREAS, Resolution No. OSB 2013-05 provided, in accordance with the provisions of Health and Safety Code Section 34191.4(b)(2) then in effect, that that the accumulated interest on the remaining principal amount of the loan shall be recalculated from origination at the Local Agency Investment Fund ("**LAIF**") rate, and that the loan shall be repaid to the City in accordance with a defined schedule over a reasonable term of years at an interest rate not to exceed the LAIF rate; and

WHEREAS, effective September 22, 2015, Health and Safety Code Section 34191.4(b)(3) provides that any interest on the remaining principal amount of the Loan that was previously unpaid after the original effective date of the loan shall be recalculated from the date of origination of the loan as

approved by the Community Development Commission on a quarterly basis, at a simple interest rate of 3 percent; and

WHEREAS, the enactment of Health and Safety Code Section 34191.4(b)(3) requires a recalculation of the Loan; and

WHEREAS, the Loan Agreement provided for the City to loan funds to and advance funds on behalf of the former Community Development Commission for costs and expenses incurred in connection with the financing, acquisition and construction of a cultural arts facility.

NOW, THEREFORE, THE OVERSIGHT BOARD FOR THE SUCCESSOR AGENCY CITY OF ROHNERT PARK DOES RESOLVE AS FOLLOWS:

Section 1. The Oversight Board directs that the Outstanding Balance of the Loan shall be repaid to the City pursuant to the following terms and conditions:

A. Term. The term for repayment of the Outstanding Balance and interest thereon (“Term”) shall continue until the date on which the Outstanding Balance and interest thereon have been paid in full, as provided in Section 1B below.

B. Schedule of Payments. Within ten (10) days following the Successor Agency’s receipt of each semi-annual distribution of property taxes pursuant to Health and Safety Code Section 34185 for the duration of the Term, the Successor Agency shall make a payment to the City equal to the maximum amount allowed under Health and Safety Code Section 34191.4(b)(2)(A). Moneys repaid shall be applied first to the principal, and second to the interest.

C. Interest Rate. Interest on the remaining Outstanding Balance shall continue to accrue at the simple interest rate of 3 percent.

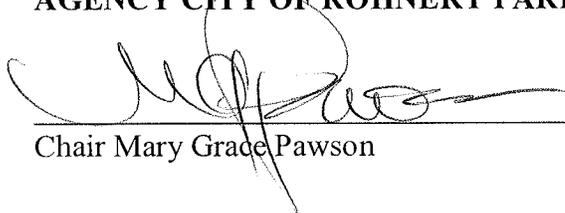
D. Recalculated Outstanding Loan Balance. The outstanding principal and interest balance (“Outstanding Balance”) on the General Fund Loan was recalculated through June 30, 2024 (Exhibit A - General Fund Loan recalculation spreadsheet). The current Outstanding Balance as of December 31, 2016 is Two Million One Hundred Seventy Five Thousand Eight Hundred Thirty One and 31/100 Dollars (\$2,175,831.31).

Section 2. With the exception of changes made to Section 3 of Resolution OSB No. 2013-05 by Section 1 of this Resolution, all other terms and provisions of Resolution OSB No. 2013-05 shall remain in effect.

Section 3. The staff of the Successor Agency is hereby authorized and directed to include as an enforceable obligation on future Recognized Obligation Payment Schedules repayment of the Outstanding Balance of the Loan and interest as allowed pursuant to State law and this Resolution and to carry out the purposes and intent of this Resolution.

DULY AND REGULARLY ADOPTED at a regular meeting of the Oversight Board for the Successor Agency City of Rohnert Park this 11th day of January, 2017.

**OVERSIGHT BOARD FOR THE SUCCESSOR
AGENCY CITY OF ROHNERT PARK**



Chair Mary Grace Pawson

ATTEST:



Eydie Tacata, Clerk of the Board

NOTE: EXHIBIT A = Spreadsheet prepared by Betsy Howze

Downey: Yes Jolley: Yes Masterson: Yes Thompson: Yes Zane: Yes Mackenzie: Absent Pawson: Yes
AYES: (6) NOES: (0) ABSENT: (1) ABSTAIN: (0)

Exhibit A
General Fund Loan to Former Redevelopment Agency
Recalculation at 3% Interest to Reset Balance

Start Date	End Date	Interest Rate	Interest Accrued (Repaid)	Principal Balance	Loan Balance
06/15/00	06/30/00	3.000%	\$2,558.22	\$2,075,000.00	\$2,077,558.22
06/30/00	09/30/00	3.000%	15,690.41	2,075,000.00	2,093,248.63
09/30/00	12/31/00	3.000%	15,690.41	2,075,000.00	2,108,939.04
12/31/00	03/31/01	3.000%	15,349.32	2,075,000.00	2,124,288.36
03/31/01	06/30/01	3.000%	15,519.86	2,075,000.00	2,139,808.22
06/30/01	09/30/01	3.000%	15,690.41	2,075,000.00	2,155,498.63
09/30/01	12/31/01	3.000%	15,690.41	2,075,000.00	2,171,189.04
12/31/01	03/31/02	3.000%	15,349.32	2,075,000.00	2,186,538.36
03/31/02	06/30/02	3.000%	15,519.86	2,075,000.00	2,202,058.22
06/30/02	09/30/02	3.000%	15,690.41	2,075,000.00	2,217,748.63
09/30/02	12/31/02	3.000%	15,690.41	2,075,000.00	2,233,439.04
12/31/02	03/31/03	3.000%	15,349.32	2,075,000.00	2,248,788.36
03/31/03	06/30/03	3.000%	15,519.86	2,075,000.00	2,264,308.22
06/30/03	09/30/03	3.000%	15,690.41	2,075,000.00	2,279,998.63
09/30/03	12/31/03	3.000%	15,690.41	2,075,000.00	2,295,689.04
12/31/03	03/31/04	3.000%	15,519.86	2,075,000.00	2,311,208.90
03/31/04	06/30/04	3.000%	15,519.86	2,075,000.00	2,326,728.77
06/30/04	09/30/04	3.000%	15,690.41	2,075,000.00	2,342,419.18
09/30/04	12/31/04	3.000%	15,690.41	2,075,000.00	2,358,109.59
12/31/04	03/31/05	3.000%	15,349.32	2,075,000.00	2,373,458.90
03/31/05	06/30/05	3.000%	15,519.86	2,075,000.00	2,388,978.77
06/30/05	09/30/05	3.000%	15,690.41	2,075,000.00	2,404,669.18
09/30/05	12/31/05	3.000%	15,690.41	2,075,000.00	2,420,359.59
12/31/05	03/31/06	3.000%	15,349.32	2,075,000.00	2,435,708.90
03/31/06	06/30/06	3.000%	15,519.86	2,075,000.00	2,451,228.77
06/30/06	09/30/06	3.000%	15,690.41	2,075,000.00	2,466,919.18
09/30/06	12/31/06	3.000%	15,690.41	2,075,000.00	2,482,609.59
12/31/06	03/31/07	3.000%	15,349.32	2,075,000.00	2,497,958.90
03/31/07	06/30/07	3.000%	15,519.86	2,075,000.00	2,513,478.77
06/30/07	09/30/07	3.000%	15,690.41	2,075,000.00	2,529,169.18
09/30/07	12/31/07	3.000%	15,690.41	2,075,000.00	2,544,859.59
12/31/07	03/31/08	3.000%	15,519.86	2,075,000.00	2,560,379.45
03/31/08	06/30/08	3.000%	15,519.86	2,075,000.00	2,575,899.32
06/30/08	09/30/08	3.000%	15,690.41	2,075,000.00	2,591,589.73
09/30/08	12/31/08	3.000%	15,690.41	2,075,000.00	2,607,280.14
12/31/08	03/31/09	3.000%	15,349.32	2,075,000.00	2,622,629.45
03/31/09	06/30/09	3.000%	15,519.86	2,075,000.00	2,638,149.32
06/30/09	09/30/09	3.000%	15,690.41	2,075,000.00	2,653,839.73
09/30/09	12/31/09	3.000%	15,690.41	2,075,000.00	2,669,530.14
12/31/09	03/31/10	3.000%	15,349.32	2,075,000.00	2,684,879.45

03/31/10	06/30/10	3.000%	15,519.86	2,075,000.00	2,700,399.32
06/30/10	09/30/10	3.000%	15,690.41	2,075,000.00	2,716,089.73
09/30/10	12/31/10	3.000%	15,690.41	2,075,000.00	2,731,780.14
12/31/10	03/31/11	3.000%	15,349.32	2,075,000.00	2,747,129.45
03/31/11	06/30/11	3.000%	15,519.86	2,075,000.00	2,762,649.32
06/30/11	09/30/11	3.000%	15,690.41	2,075,000.00	2,778,339.73
09/30/11	12/31/11	3.000%	15,690.41	2,075,000.00	2,794,030.14
12/31/11	03/31/12	3.000%	15,519.86	2,075,000.00	2,809,550.00
03/31/12	06/30/12	3.000%	15,519.86	2,075,000.00	2,825,069.86
06/30/12	09/30/12	3.000%	15,690.41	2,075,000.00	2,840,760.27
09/30/12	12/31/12	3.000%	15,690.41	2,075,000.00	2,856,450.68
12/31/12	03/31/13	3.000%	15,349.32	2,075,000.00	2,871,800.00
03/31/13	06/30/13	3.000%	15,519.86	2,075,000.00	2,887,319.86
06/30/13	09/30/13	3.000%	15,690.41	2,075,000.00	2,903,010.27
09/30/13	12/31/13	3.000%	15,690.41	2,075,000.00	2,918,700.68
12/31/13	03/31/14	3.000%	15,349.32	2,075,000.00	2,934,050.00
03/31/14	06/30/14	3.000%	15,519.86	2,075,000.00	2,949,569.86
06/30/14	09/30/14	3.000%	15,690.41	2,075,000.00	2,965,260.27
09/30/14	12/31/14	3.000%	15,690.41	2,075,000.00	2,980,950.68
01/01/15	01/01/15	Paym to Prin 1st		(295,812.43)	2,685,138.25
12/31/14	03/31/15	3.000%	13,161.11	1,779,187.57	2,698,299.37
03/31/15	06/30/15	3.000%	13,307.35	1,779,187.57	2,711,606.72
06/30/15	09/30/15	3.000%	13,453.58	1,779,187.57	2,725,060.30
09/30/15	12/31/15	3.000%	13,453.58	1,779,187.57	2,738,513.88
01/01/16	01/01/16	Paym to Prin 1st		(598,209.00)	2,140,304.88
12/31/15	03/31/16	3.000%	8,833.07	1,180,978.57	2,149,137.95
03/31/16	06/30/16	3.000%	8,833.07	1,180,978.57	2,157,971.03
06/30/16	09/30/16	3.000%	8,930.14	1,180,978.57	2,166,901.17
09/30/16	12/31/16	3.000%	8,930.14	1,180,978.57	2,175,831.31
12/31/16	03/31/17	3.000%	8,736.01	1,180,978.57	2,184,567.31
03/31/17	06/30/17	3.000%	8,833.07	1,180,978.57	2,193,400.38
06/30/17	09/30/17	3.000%	8,930.14	1,180,978.57	2,202,330.52
09/30/17	12/31/17	3.000%	8,930.14	1,180,978.57	2,211,260.66
12/31/17	03/31/18	3.000%	8,736.01	1,180,978.57	2,219,996.67
03/31/18	06/30/18	3.000%	8,833.07	1,180,978.57	2,228,829.74
06/30/18	09/30/18	3.000%	8,930.14	1,180,978.57	2,237,759.88
09/30/18	12/31/18	3.000%	8,930.14	1,180,978.57	2,246,690.02
12/31/18	03/31/19	3.000%	8,736.01	1,180,978.57	2,255,426.03
03/31/19	06/30/19	3.000%	8,833.07	1,180,978.57	2,264,259.10
06/30/19	09/30/19	3.000%	8,930.14	1,180,978.57	2,273,189.24
09/30/19	12/31/19	3.000%	8,930.14	1,180,978.57	2,282,119.38
12/31/19	03/31/20	3.000%	8,833.07	1,180,978.57	2,290,952.45
03/31/20	06/30/20	3.000%	8,833.07	1,180,978.57	2,299,785.52
06/30/20	09/30/20	3.000%	8,930.14	1,180,978.57	2,308,715.66
09/30/20	12/31/20	3.000%	8,930.14	1,180,978.57	2,317,645.80
12/31/20	03/31/21	3.000%	8,736.01	1,180,978.57	2,326,381.81
03/31/21	06/30/21	3.000%	8,833.07	1,180,978.57	2,335,214.88

06/30/21	09/30/21	3.000%	8,930.14	1,180,978.57	2,344,145.02
09/30/21	12/31/21	3.000%	8,930.14	1,180,978.57	2,353,075.16
12/31/21	03/31/22	3.000%	8,736.01	1,180,978.57	2,361,811.16
03/31/22	06/30/22	3.000%	8,833.07	1,180,978.57	2,370,644.24
06/30/22	09/30/22	3.000%	8,930.14	1,180,978.57	2,379,574.38
09/30/22	12/31/22	3.000%	8,930.14	1,180,978.57	2,388,504.52
12/31/22	03/31/23	3.000%	8,736.01	1,180,978.57	2,397,240.52
03/31/23	06/30/23	3.000%	8,833.07	1,180,978.57	2,406,073.59
06/30/23	09/30/23	3.000%	8,930.14	1,180,978.57	2,415,003.73
09/30/23	12/31/23	3.000%	8,930.14	1,180,978.57	2,423,933.87
12/31/23	03/31/24	3.000%	8,833.07	1,180,978.57	2,432,766.94
03/31/24	06/30/24	3.000%	8,833.07	1,180,978.57	2,441,600.02

Balances

1,260,621.45	1,180,978.57	2,441,600.02
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