

**ANNOTATED
AGENDA
OVERSIGHT BOARD
TO THE SUCCESSOR AGENCY TO THE ANTIOCH DEVELOPMENT AGENCY**

**ANTIOCH COUNCIL CHAMBERS
THIRD & "H" STREETS**

May 21, 2012 at 3:00 PM

ROLL CALL 3:10 P.M.

Board Members:

Brian Kalinowski, Chair (**Arrived at 3:08 pm**)
Martha Parsons, Vice Chair
Keith Archuleta
Tim Forrester
David Fraser (**Absent**)
Francisco Hinojoso
Tina Wehrmeister

PLEDGE OF ALLEGIANCE

PUBLIC COMMENTS

ITEMS

1. **Annotated Agenda for April 30, 2012**

Action: Motion to approve the Annotated Agenda

STAFF REPORT

APPROVED; 6/0

2. **Information Update and Approval of Revised ROPS**

Action: Motion to approve the Revised ROPS

STAFF REPORT

RESOLUTION 2012-04; 6/0

ORAL COMMUNICATIONS

RESOLUTION

WRITTEN COMMUNICATIONS

BOARD REPORTS

ADJOURNMENT 3:17 P.M.

Notice of Availability of Reports

This agenda is a summary of the actions proposed to be taken by the Oversight Board to the Successor Agency to the Antioch Development Agency. Materials provided regarding the agenda items will be available at the following website: <http://www.ci.antioch.ca.us/citygov/oversight/default.htm> or at the City of Antioch Community Development Department located on the 2nd floor of City Hall, 3rd and H Streets, Antioch, California, 94509, between the hours of 8:00 a.m. and 11:30 a.m. or by appointment only between 1:00 p.m. and 5:00 p.m. Monday through Thursday for inspection and copying (for a fee). The meetings of the Oversight Board are accessible to those with disabilities. Auxiliary aides will be made available upon advance request for persons with hearing or vision disabilities at (925) 779-7009 or TDD (925) 779-7081.

**REPORT TO THE OVERSIGHT BOARD OF THE SUCCESSOR AGENCY TO
THE ANTIOCH DEVELOPMENT AGENCY FOR CONSIDERATION AT THE
MEETING OF MAY 21, 2012**

Prepared By: Dawn Merchant, City of Antioch Finance Director 

Date: May 8, 2012

Subject: April 30, 2012 Annotated Agenda Approval

RECOMMENDED ACTION

Motion to approve the annotated agenda from the meeting of April 30, 2012.

DISCUSSION

The annotated agenda from the meeting of the oversight board on April 30, 2012 is attached for review and approval of the board.

ATTACHMENTS

Annotated Agenda from the Meeting of April 30, 2012

**ANNOTATED
AGENDA
OVERSIGHT BOARD
TO THE SUCCESSOR AGENCY TO THE ANTIOCH DEVELOPMENT AGENCY**

**ANTIOCH COUNCIL CHAMBERS
THIRD & "H" STREETS**

April 30, 2012 at 4:00 PM

OATH OF OFFICE AND ROLL CALL

Board Members:

Keith Archuleta
Tim Forrester
David Fraser
Francisco Hinojoso (arrived at 4:10 pm)
Brian Kalinowski
Martha Parsons
Tina Wehrmeister

PLEDGE OF ALLEGIANCE

PUBLIC COMMENTS

ITEMS

1. Oversight Board Formation and Duties

Actions:

1. Motion to receive and file report
Received
2. Motion to elect a Chair of the Oversight Board
**Chair: Brian Kalinowski
Vice Chair: Martha Parsons**
3. Motion to approve Resolution establishing a meeting schedule and location and any other meeting procedures
Resolution No. 2012-01 7/0
4. Motion to approve Resolution adopting a Conflict of Interest Code for the Oversight Board
Resolution No. 2012-02 7/0

5. Motion to direct staff of the Successor Agency, City of Antioch, to prepare an Annotated Agenda showing actions taken by the Oversight Board

Direction given 7/0

6. Other direction to staff of the Successor Agency, City of Antioch, as appropriate

No further direction

2. Recognized Obligation Payment Schedule (ROPS)

Action: Motion to approve

Resolution No. 2012-03 7/0

ORAL COMMUNICATIONS

WRITTEN COMMUNICATIONS

BOARD REPORTS


ADJOURNMENT

4:33 pm

Notice of Availability of Reports

This agenda is a summary of the actions proposed to be taken by the Oversight Board to the Successor Agency to the Antioch Development Agency. Materials provided regarding the agenda items will be available at the following website: <http://www.ci.antioch.ca.us/citygov/oversight/default.htm> or at the City of Antioch Community Development Department located on the 2nd floor of City Hall, 3rd and H Streets, Antioch, California, 94509, between the hours of 8:00 a.m. and 11:30 a.m. or by appointment only between 1:00 p.m. and 5:00 p.m. Monday through Thursday for inspection and copying (for a fee). The meetings of the Oversight Board are accessible to those with disabilities. Please contact Cheryl Hammers in advance at chammers@ci.antioch.ca.us or at 925-779-7035 to request an accommodation if needed.

**REPORT TO THE OVERSIGHT BOARD OF THE SUCCESSOR AGENCY TO
THE ANTIOCH DEVELOPMENT AGENCY FOR CONSIDERATION AT THE
MEETING OF MAY 21, 2012**

Prepared By: Dawn Merchant, City of Antioch Finance Director 
Date: May 15, 2012
Subject: Information Update and Approval of Revised ROPS

RECOMMENDED ACTION

Motion to approve the revised ROPS for the period of January 2012 through June 2012 and July 2012 to December 2012.

DISCUSSION

The purpose of this report is to provide an update to the Oversight Board on the winding down of the former Antioch Development Agency by the City as Successor Agency and Housing Successor and request approval of revised Recognized Obligation Payment Schedules (ROPS).

Recognized Obligation Payment Schedules

On April 30, 2012, the Board approved two ROPS for the City as Successor Agency and Housing Successor. The ROPS were submitted to the County Auditor-Controller, State Controller and Department of Finance. Pursuant to Health and Safety Code section 34179 (h) (in the Dissolution Act), the Department of Finance has the authority to review all oversight board actions, and as such, Oversight Board actions are not effective for three business days pending a request for review.

On May 3rd, the Department of Finance (DOF) exercised this right with the two ROPS submitted. The DOF requested documentation for the administrative fees reported in association with housing loans and rental rehabilitation loans of the City as Housing Successor. Our understanding of the Dissolution Act is that DOF has 10 days from the date of its request to approve the Oversight Board action or return it to the Oversight Board for reconsideration. The ROPS as submitted will not be effective until the DOF review is complete and the ROPS determined to be valid by the DOF. Payments of enforceable obligations due during this review period will be based upon the previously adopted Enforceable Obligations Schedule. The ROPS will be subject to further review and certification by the County Auditor-Controller.

On May 11th, the City as Successor Agency received a letter from the DOF stating that the Housing Fund Deficit and Marina Subsidy obligations listed on the ROPS were not enforceable obligations (Attachment A). While the City as Successor Agency is in agreement with the removal of the Housing Fund Deficit, we are reserving our right to appeal the rejection of the Marina Subsidy while staff does more research and therefore have asterisked (*) the Marina Subsidy on the revised ROPS with a footnote regarding the position of the City as Successor Agency. We are asking the Board to adopt the resolution approving the revised ROPS (Attachment B). The DOF is asking all agencies that need to re-submit schedules do so by May 25th before the June 1st property tax allocation is made. Due to the timing, the revised ROPS is being presented to the Board at this meeting and will be presented to the City as Successor Agency to memorialize at the City Council meeting on May 22nd.

County Auditor-Controller

Pursuant to Health and Safety Code section 34182 (a) (1), the County Auditor-Controller has until July 1, 2012 to complete an agreed upon procedures audit. The purpose of this audit will be to establish the former redevelopment agency's assets and liabilities, document and determine pass-through payment obligations to other taxing agencies, document and determine both the amount and the terms of indebtedness incurred by the former redevelopment agency, and certify the ROPS. A copy of the completed audit must be submitted to the State Controller's Office. The County has contracted with Marcum LLP to complete the audits and it is in the preliminary planning stages. The firm is scheduled to begin the audit May 16, 2012. The City will continue to update the Board on the status of the audit at future meetings.

Asset Transfers

In March 2011, the Antioch Development Agency conveyed 25 properties to the City of Antioch. The resolution and agreement documenting the conveyance are in the information binder previously provided to board members. On March 15, 2012, the State Controller requested all agencies to complete an Asset Transfer Assessment form (Attachment C) to assist in its review of completed transfers. On April 20, 2012, the State Controller's Office then sent a statewide letter ordering reversal of all asset transfers that occurred after January 1, 2011(Attachment D). As affirmed in communication to the Board from the City Attorney (Attachment E), the City is not taking any action at this time to reverse the transfers as State Legislation is not completely clear or consistent. Information will be brought to the Board at future meetings as the City has updates.

ATTACHMENTS

- A. Letter from the State Department of Finance Regarding Enforceable Obligations

- B. Resolution Approving Revised Recognized Obligation Payment Schedules
- C. Asset Transfer Assessment Form
- D. Letter from State Controller's Office Regarding Asset Transfers
- E. Email from Lynn Tracy Nerland, City Attorney, Regarding Asset Transfers



May 11, 2012

Dawn Merchant, Finance Director
City of Antioch
P.O. Box 5007
Antioch, CA 94531-5007

Dear Ms. Merchant,

Pursuant to Health and Safety Code (HSC) section 34177 (l) (2) (C), the City of Antioch Successor Agency submitted a Recognized Obligation Payment Schedule (ROPS) to the California Department of Finance (Finance) on May 2, 2012 for the period January through June 2012 and July through December 2012. Finance staff contacted you for clarification of items listed in the ROPS.

HSC section 34171 (d) lists enforceable obligation (EO) characteristics. Based on a sample of line items reviewed and application of the law, the following do not qualify as EOs:

- Item 5, page 1, period January through June 2012 and item 5, page 1, period July through December 2012 is a repayment for housing fund for \$3.5 million. The repayment is for deferred amounts, not a loan with the Low and Moderate Income Housing Fund. This requirement ended with the passing of the redevelopment dissolution legislation.
- Item 8, page 1 period January through June 2012 and Item 7, page 1 period July through December 2012 is a loan modification in the amount of \$4.5 million. There are on no signed document. HSC section 34171(d)(2) states that agreements, contracts, or arrangements between the city, county, or city and county that created the redevelopment agency and the former redevelopment agency are not enforceable obligations.

As authorized by HSC section 34179 (h), Finance is returning your ROPS for your reconsideration. This action will cause the specific ROPS items noted above to be ineffective until Finance approval. Furthermore, items listed on future ROPS will be subject to review and may be denied as EOs.

Finance may continue to review items on the ROPS in addition to those mentioned above and identify additional issues. We will provide separate notice if we are requesting further modifications to the ROPS. It is our intent to provide an approval notice with regard to each ROPS prior to the June 1 property tax distribution date.

If you believe we have reached this conclusion in error, please provide further evidence that the items questioned above meet the definition of an EO and submit to the following email address:

Redevelopment_Administration@dof.ca.gov

Ms. Dawn Merchant
May 11, 2012
Page 2

Please direct inquiries to Robert Scott, Supervisor or Jenny DeAngelis, Lead Analyst at (916) 322-2985.

Sincerely,



MARK HILL
Program Budget Manager

cc: Mr. Bob Campbell, Auditor-Controller, Contra Costa County
Mr. Jay Wilverding, Chief Accountant, Contra Costa County

RESOLUTION NO. _____

**RESOLUTION OF THE OVERSIGHT BOARD
TO THE SUCCESSOR AGENCY TO THE ANTIOCH DEVELOPMENT AGENCY**

**RESOLUTION OF THE OVERSIGHT BOARD APPROVING THE REVISED RECOGNIZED
OBLIGATION PAYMENT SCHEDULE FOR THE SUCCESSOR AGENCY AND HOUSING
SUCCESSOR TO THE ANTIOCH DEVELOPMENT AGENCY**

Whereas, Health and Safety Code section 34177(l)(1) provides that Successor Agencies are required to prepare a Recognized Obligation Payment Schedule before each six-month fiscal period identifying enforceable obligations and sources of payment; and

Whereas, Health and Safety Code section 34179(h) provides that the State Department of Finance has the authority to review all Oversight Board actions and as such has conducted a review of the Recognized Obligation Payment Schedules approved by the Oversight Board on April 30, 2012 by Resolution No. 2012-03; and

Whereas, the State Department of Finance has deemed certain obligations listed on the Recognized Obligation Schedules as not enforceable; and

Whereas, Health and Safety Code section 34177 (B) provides that Recognized Obligation Payment Schedules are to be approved by Oversight Boards

NOW THEREFORE BE IT RESOLVED THAT the Oversight Board to the Successor Agency to the Antioch Development Agency hereby approves the attached Revised Recognized Obligation Payment Schedules of the City of Antioch as Successor Agency and Housing Successor to the Antioch Development Agency for the periods of January 2012 through June 2012 and July 2012 through December 2012, which notes that the City as Successor Agency is reserving its right to appeal DOF determination that the Marina Subsidy is not an enforceable obligation pending further review by City staff.

* * * * *

The foregoing resolution was passed and adopted by the Oversight Board to the Successor Agency to the Antioch Development Agency at a regular meeting thereof, held on the ____ day of _____, 2012 by the following vote:

AYES:
NOES:
ABSENT:

Chair, Oversight Board

JAN - JUN 2012

Project Name / Debt Obligation	Payee	Description	Project Area	Total Outstanding Debt or Obligation	Total Due During Fiscal Year 2011-2012**	*** Funding Source	Payable from the Redevelopment Property Tax Trust Fund (RPTTF)						Total	
							Jan 2012	Feb 2012	Mar 2012	Apr 2012	May 2012	Jun 2012		
1) 2000 Tax Allocation Bonds	Bank of New York	Bond issue to fund non-housing projects	Area 1	8,624,728.00	1,400,459.00	RPTTF								\$ 178,500.00
2) 2008 Tax Allocation Bonds	Bank of New York	Bond issue to fund non-housing projects	Area 1	2,335,817.00	144,762.00	RPTTF		178,500.00						\$ 24,585.00
3) 1994 Tax Allocation Bonds	Bank of New York	Bond issue to fund non-housing projects	Area 2	738,566.00	245,079.00	RPTTF		24,585.00						\$ 16,388.00
4) 2002 Lease Revenue Bonds	Bank of New York	Bond issue to fund non-housing projects	Area 1, 2, 3, 4, 4.1	41,711,010.00	1,589,156.00	RPTTF								\$ 632,747.00
5) Bond administration	Bank of New York	Bond administrative fees	Area 1, 2, 3, 4, 4.1	302,000.00	15,100.00	RPTTF								\$ 5,300.00
6) Monitoring Visits	City of Antioch	Monitoring Visits Capital Project No. 7534	Area 1	40,000.00	40,000.00	RPTTF/ OTHER***		18,000.00						\$ 18,000.00
7) Maima Subsidy***	City of Antioch	Maima subsidy	Area 1	4,500,000.00	250,000.00	RPTTF/ OTHER***		250,000.00						\$ 250,000.00
8)														\$ -
9)														\$ -
10)														\$ -
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27)														\$ -
28)														\$ -
29)														\$ -
30)														\$ -
31)														\$ -
32)														\$ -
Totals - This Page (RPTTF Funding)				\$ 56,251,519.00	\$ 3,434,556.00	N/A	\$ 18,000.00	\$ 203,085.00	\$ -	\$ -	\$ -	\$ -	\$ 654,435.00	\$ 875,520.00
Totals - This Page (OTHER Funding)				\$ -	\$ 250,000.00	N/A	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 250,000.00
Totals - Page 2 (LMIHF & RPTTF)				\$ 1,845,675.00	\$ 3,113,120.00	N/A	\$ 8,840.00	\$ 11,210.00	\$ 31,300.00	\$ 11,210.00	\$ 11,210.00	\$ 45,735.00	\$ 119,505.00	\$ 119,505.00
Totals - Page 3 (Administrative Cost Allowance)				\$ 11,308,616.00	\$ 334,373.00	N/A	\$ 48,655.00	\$ 24,465.00	\$ 29,511.00	\$ 24,465.00	\$ 24,465.00	\$ 29,511.00	\$ 181,072.00	\$ 181,072.00
Totals - Page 4 (Pass Thru Payments)				\$ 32,448,718.00	\$ 881,795.00	N/A	\$ -	\$ -	\$ -	\$ 837,707.00	\$ -	\$ 44,088.00	\$ 881,795.00	\$ 881,795.00
Grand total - All Pages				\$ 103,852,728.00	\$ 5,212,036.00	N/A	\$ 325,495.00	\$ 238,766.00	\$ 60,811.00	\$ 873,382.00	\$ -	\$ 35,675.00	\$ 773,770.00	\$ 2,307,893.00

** The Preliminary Draft Recognized Obligation Payment Schedule (ROPS) is to be completed by 3/1/2012 by the successor agency, and subsequently be approved by the oversight board and audited by the County.

** All totals due during fiscal year and payment amounts are projected.

** Funding sources from the successor agency: (for fiscal 2011-12 only, references to RPTTF could also mean tax increment allocated to the Agency prior to February 1, 2012.)

**The City as Successor Agency is reserving its right to appeal DOE determination that this is not an enforceable obligation pending further review by City staff. Fiscal year 2012 payment source has been changed to "other", (for reserves of former development agency.

RPTTF - Redevelopment Property Tax Trust Fund

LMIHF - Low and Moderate Income Housing Fund

Admin - Successor Agency Administrative Allowance

Other - reserves, rents, interest earnings, etc

JAN - JUN 2012

Name of Agency: City of Antioch as Successor Agency & Housing Successor to the Antioch Development Agency
 Project Area(s) All Project Areas and Housing Fund of the former Antioch Development Agency
RECOGNIZED OBLIGATION PAYMENT SCHEDULE
 Per AB 26 - Section 34177 (*)

Project Name / Debt Obligation	Payee	Description	Project Area	Total Outstanding Debt or Obligation	Total Due During Fiscal Year 2011-2012**	Funding Source ***	Payable from Other Revenue Sources						Total
							Jan 2012	Feb 2012	Mar 2012	Apr 2012	May 2012	Jun 2012	
1) Viera Diablo Rent Subsidy	Viera Diablo	Rent subsidy	LMHF	906,905.00	98,746.00	LMHF	400.00	400.00	400.00	400.00	400.00	400.00	2,400.00
2) Administration of NPP loans	Contra Costa County	Program administration-outstanding NPP loans	LMHF	47,640.00	1,920.00	LMHF	8,440.00	10,810.00	30,900.00	10,810.00	10,810.00	1,920.00	1,920.00
3) Administration of housing loans- "First Time Homebuyer	City of Antioch/consultants	On-going housing loan administration	LMHF	891,130.00	198,130.00	LMHF							102,670.00
"Neighborhood Preservation													
"Rental Rehabilitation													
*Affordable Housing													
4) Administration Rental Rehab loans	Housing Authority	On-going rental rehab loan administration	LMHF	211,224.00	12,516.00	LMHF							12,516.00
Totals - LMHF				\$ 1,845,675.00	\$ 311,312.00		\$ 8,840.00	\$ 11,210.00	\$ 31,300.00	\$ 11,210.00	\$ 11,210.00	\$ 45,736.00	\$ 119,506.00
Totals - Bonds				\$ -	\$ -		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 0.00
Totals - RP/TF				\$ -	\$ -		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 0.00
Grand Total - This Page				\$ 1,845,675.00	\$ 311,312.00		\$ 8,840.00	\$ 11,210.00	\$ 31,300.00	\$ 11,210.00	\$ 11,210.00	\$ 45,736.00	\$ 119,506.00

** The Preliminary Draft Recognized Obligation Payment Schedule (ROPS) is to be completed by 3/1/2012 by the successor agency, and subsequently be approved by the oversight board and audited by the County.
 *** All total due during fiscal year and payment amounts are projected.
 **** Funding sources from the successor agency: (for fiscal 2011-12 only, references to RP/TF could also mean tax increment allocated to the Agency prior to February 1, 2012.)
 RP/TF - Redevelopment Property Tax Trust Fund Other - reserves, rents, interest earnings, etc
 LMHF - Low and Moderate Income Housing Fund Admin - Successor Agency Administrative Allowance

Name of Agency: City of Antioch as Successor Agency & Housing Successor to the Antioch Development Agency
 Project Area(s): All Project Areas and Housing Fund of the former Antioch Development Agency
RECOGNIZED OBLIGATION PAYMENT SCHEDULE
 Per AB 28 - Section 34177 (*)

Project Name / Debt Obligation	Payee	Description	Project Area	Total Outstanding Debt or Obligation	Total Due During Fiscal Year 2011-2012**	Funding Source **	Payable from the Administrative Allowance Allocation						Total
							Jan 2012	Feb 2012	Mar 2012	Apr 2012	May 2012	Jun 2012	
1) Administrative costs	City of Antiochenants	Administrative expenses for agency	All	11,306,816.00	334,373.00	Admin	48,655.00	24,465.00	29,511.00	24,465.00	24,465.00	29,511.00	\$ 181,072.00
Totals - This Page				\$ 11,306,816.00	\$ 334,373.00		\$ 48,655.00	\$ 24,465.00	\$ 29,511.00	\$ 24,465.00	\$ 24,465.00	\$ 29,511.00	\$ 181,072.00

* The Preliminary Draft Recognized Obligation Payment Schedule (ROPS) is to be completed by 3/1/2012 by the successor agency, and subsequently be approved by the oversight board and audited by the County.
 ** All total due during fiscal year and payment amounts are projected.
 *** Funding sources from the successor agency: (For fiscal 2011-12 only, references to RP-TTF could also mean tax increment allocated to the Agency prior to February 1, 2012.)
 RP-TTF - Redevelopment Property Tax Trust Fund
 LMHF - Low and Moderate Income Housing Fund
 Admin - Successor Agency Administrative Allowance
 Bonds - Bond proceeds
 Other - reserves, rents, interest earnings, etc

OTHER OBLIGATION PAYMENT SCHEDULE
 Per AB 26 - Section 34177 (1)

Project Name / Debt Obligation	Payee	Description	Project Area	Total Outstanding Debt or Obligation	Total Due During Fiscal Year 2011-2012**	Source of Fund***	Pass Through and Other Payments						Total	
							Jan 2012	Feb 2012	Mar 2012	Apr 2012	May 2012	Jun 2012		
1) Section 33676	County Resource Conserv	Payments per former Section 33676	Area 3/4/4.1	818.00	29.00	RP/TF				28.00			1.00	\$ 29.00
2) Section 33676	BART	Payments per former Section 33676	Area 3/4.1	10,700.00	350.00	RP/TF				333.00			17.00	\$ 350.00
3) Section 33676	Earl Bay Park	Payments per former Section 33676	Area 4/4.1	152,800.00	5,280.00	RP/TF				4,988.00			262.00	\$ 5,250.00
4) Pass Through Agreement	Contra Costa County	Payments per former Section 33401	Area 4/4.1	10,279,000.00	292,000.00	RP/TF				277,400.00			14,600.00	\$ 292,000.00
5) Pass Through Agreement	County Library	Payments per former Section 33401	Area 4/4.1	836,000.00	21,000.00	RP/TF				19,950.00			1,050.00	\$ 21,000.00
6) Pass Through Agreement	CCC Fire Dist	Payments per former Section 33401	Area 4/4.1	12,548,000.00	334,000.00	RP/TF				317,300.00			16,700.00	\$ 334,000.00
7) Pass Through Agreement	County Flood Control	Payments per former Section 33401	Area 4/4.1	105,000.00	3,000.00	RP/TF				2,850.00			150.00	\$ 3,000.00
8) Pass Through Agreement	Mosquito Abatement	Payments per former Section 33401	Area 4/4.1	155,000.00	4,000.00	RP/TF				3,800.00			200.00	\$ 4,000.00
9) Pass Through Agreement	College District	Payments per former Section 33401	Area 4/4.1	425,000.00	14,000.00	RP/TF				13,300.00			700.00	\$ 14,000.00
10) Pass Through Agreement	Antioch Unified	Payments per former Section 33401	Area 4/4.1	25,000.00	400.00	RP/TF				380.00			20.00	\$ 400.00
11) Pass Through Agreement	Earl Bay Park	Payments per former Section 33401	Area 1/4/4.1	1,281,700.00	31,600.00	RP/TF				30,020.00			1,580.00	\$ 31,600.00
12) Statutory Payments	County General	Payments per CRL 33607.5 and 7	Area 1	132,000.00	3,300.00	RP/TF				3,135.00			165.00	\$ 3,300.00
13) Statutory Payments	County Library	Payments per CRL 33607.5 and 7	Area 1	1,359,000.00	33,500.00	RP/TF				31,825.00			1,675.00	\$ 33,500.00
14) Statutory Payments	Contra Costa Fire	Payments per CRL 33607.5 and 7	Area 1	15,600.00	400.00	RP/TF				380.00			20.00	\$ 400.00
15) Statutory Payments	Flood Control	Payments per CRL 33607.5 and 7	Area 1	3,500.00	86.00	RP/TF				82.00			4.00	\$ 86.00
16) Statutory Payments	County Water Agency	Payments per CRL 33607.5 and 7	Area 1	1,700.00	40.00	RP/TF				38.00			2.00	\$ 40.00
17) Statutory Payments	Resource Conservation	Payments per CRL 33607.5 and 7	Area 1/3/4/4.1	13,900.00	300.00	RP/TF				285.00			15.00	\$ 300.00
18) Statutory Payments	Mosquito Abatement Zone	Payments per CRL 33607.5 and 7	Area 1	237,800.00	5,800.00	RP/TF				5,605.00			195.00	\$ 5,800.00
19) Statutory Payments	Della Diablo Zone 3	Payments per CRL 33607.5 and 7	Area 1	13,900.00	300.00	RP/TF				285.00			15.00	\$ 300.00
20) Statutory Payments	Contra Costa Water	Payments per CRL 33607.5 and 7	Area 1	41,700.00	1,000.00	RP/TF				950.00			50.00	\$ 1,000.00
21) Statutory Payments	BART	Payments per CRL 33607.5 and 7	Area 1	56,500.00	400.00	RP/TF				380.00			20.00	\$ 400.00
22) Statutory Payments	Bay Area Air Management	Payments per CRL 33607.5 and 7	Area 1	264,900.00	6,500.00	RP/TF				6,175.00			325.00	\$ 6,500.00
23) Statutory Payments	East Bay Regional Park	Payments per CRL 33607.5 and 7	Area 1	1,700.00	40.00	RP/TF				38.00			2.00	\$ 40.00
24) Statutory Payments	Antioch Park Maintenance	Payments per CRL 33607.5 and 7	Area 1/2/4	159,800.00	3,800.00	RP/TF				3,705.00			195.00	\$ 3,800.00
25) Statutory Payments	Office of Education	Payments per CRL 33607.5 and 7	Area 1	1,112,000.00	27,400.00	RP/TF				26,030.00			1,370.00	\$ 27,400.00
26) Statutory Payments	K-12 Schools ERAF	Payments per CRL 33607.5 and 7	Area 1/2/4	2,300,000.00	57,000.00	RP/TF				54,150.00			2,850.00	\$ 57,000.00
27) Statutory Payments	Antioch Unified	Payments per CRL 33607.5 and 7	Area 1	405,500.00	10,000.00	RP/TF				9,500.00			500.00	\$ 10,000.00
28) Statutory Payments	Community College	Payments per CRL 33607.5 and 7	Area 1	166,000.00	4,000.00	RP/TF				3,800.00			200.00	\$ 4,000.00
29) Statutory Payments	Community College ERAF	Payments per CRL 33607.5 and 7	Area 1	\$ 32,448,718.00	\$ 881,795.00	RP/TF				\$ 837,707.00			\$ 44,088.00	\$ 877,795.00

* The Preliminary Draft Recognized Obligation Payment Schedule (ROPS) is to be completed by 3/1/2012 by the successor agency, and subsequently be approved by the oversight board and audited by the County
 ** All total due during fiscal year and payment amounts are projected.
 *** Funding sources from the successor agency: For fiscal 2011-12 only, references to RP/TF could also mean tax increment allocated to the Agency prior to February 1, 2012.
 RP/TF - Redevelopment Property Tax Trust Fund Other - reserves, rents, interest earnings, etc
 LMMHF - Low and Moderate Income Housing Fund Admin - Successor Agency Administrative Allowance

JUL-DEC 2012

Name of Redevelopment Agency: City of Antioch as Successor Agency & Housing Successor to the Antioch Development Agency
 Project Area(s) All Project Areas and Housing Fund of the former Antioch Development Agency
 RECOGNIZED OBLIGATION PAYMENT SCHEDULE (REVISED)
 Per AB 26 - Section 34177 (*)

Project Name / Debt Obligation	Payee	Description	Project Area	Total Outstanding Debt or Obligation	Total Due During Fiscal Year 2012-2013**	*** Funding Source	Payable from the Redevelopment Property Tax Trust Fund (RPTTF)						Total		
							Jul 2012	Aug 2012	Sept 2012	Oct 2012	Nov 2012	Dec 2012			
1) 2000 Tax Allocation Bonds	Bank of New York	Bond issue to fund non-housing projects	Area 1	8,445,927.00	1,401,954.00	RPTTF		1,248,499.00							1,248,499.00
2) 2009 Tax Allocation Bonds	Bank of New York	Bond issue to fund non-housing projects	Area 1	2,311,231.00	144,730.00	RPTTF		121,404.00							121,404.00
3) 1994 Tax Allocation Bonds	Bank of New York	Bond issue to fund non-housing projects	Area 2	509,875.00	244,938.00	RPTTF									244,938.00
4) 2002 Lease Revenue Bonds	Bank of New York	Bond issue to fund non-housing projects	Area 1, 2, 3, 4, 4.1	40,754,600.00	1,620,456.00	RPTTF									1,620,456.00
5) Bond administration	Bank of New York	Bond administrative fees	Area 1, 2, 3, 4, 4.1	302,000.00	15,100.00	RPTTF	3,125.00								15,100.00
6) Marra Subsidy***	City of Antioch	Marra subsidy	Area 1	4,500,000.00	250,000.00	RPTTF									250,000.00
7)															
8)															
9)															
10)															
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27)															
28)															
29)															
30)															
31)															
32)															
Totals - This Page (RPTTF Funding)				\$ 56,923,333.00	\$ 3,677,078.00	N/A	\$ 3,125.00	\$ 1,369,903.00	\$ -	\$ -	\$ 4,950.00	\$ 1,237,150.00	\$ -	\$ -	\$ 2,615,128.00
Totals - Page 2 (LMHF & RPTTF)				\$ 1,643,225.00	\$ 188,161.00	N/A	\$ 66,462.00	\$ 1,900.00	\$ 5,029.00	\$ 1,900.00	\$ 66,463.00	\$ 8,749.00	\$ -	\$ -	\$ 150,503.00
Totals - Page 3 (Administrative Cost Allowance)				\$ 10,972,443.00	\$ 577,497.00	N/A	\$ 48,125.00	\$ 48,125.00	\$ 48,125.00	\$ 48,125.00	\$ 48,125.00	\$ 48,125.00	\$ -	\$ -	\$ 288,750.00
Totals - Page 4 (Pass Thru Payments)				\$ 31,566,923.00	\$ 881,785.00	N/A	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Grand total - All Pages				\$ 101,005,924.00	\$ 5,304,531.00		\$ 117,712.00	\$ 1,419,928.00	\$ 53,154.00	\$ 50,025.00	\$ 119,538.00	\$ 1,294,024.00	\$ -	\$ -	\$ 3,054,381.00

** The Preliminary Draft Recognized Obligation Payment Schedule (ROPS) is to be completed by 3/1/2012 by the successor agency, and subsequently be approved by the oversight board and audited by the County.
 *** All totals due during fiscal year and payment amounts are projected.
 **** The City as Successor Agency is reserving its right to appeal DCF determination that this is not an enforceable obligation pending further review by City staff.
 ***** Funding sources from the successor agency:
 RPTTF - Redevelopment Property Tax Trust Fund
 LMHF - Low and Moderate Income Housing Fund
 Bonds - Bond proceeds
 Admin - Successor Agency Administrative Allowance
 Other - reserves, rents, interest earnings, etc

JUL-DEC 2012

Name of Agency: City of Antioch as Successor Agency & Housing Successor to the Antioch Development Agency
 Project Area(s) All Project Areas and Housing Fund of the former Antioch Development Agency
RECOGNIZED OBLIGATION PAYMENT SCHEDULE
 Per AB 26 - Section 34177 (*)

Project Name / Debt Obligation	Payee	Description	Project Area	Total Outstanding Debt or Obligation	Total Due During Fiscal Year 2012-2013**	Funding Source ***	Payable from Other Revenue Sources												Total
							Jul 2012	Aug 2012	Sept 2012	Oct 2012	Nov 2012	Dec 2012							
1) Vista Diablo Rent Susest	Vista Diablo	Rent subsidy	LMHF	904,505.00	133,925.00	LMHF	64,962.00	400.00	400.00	400.00	400.00	400.00	400.00	400.00	400.00	131,525.00			
2) Administration of NPP loans	Contra Costa County	Program administration-outstanding NPP loans	LMHF	45,720.00	3,720.00	LMHF	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	3,720.00			
3) Administration of housing loans- *First Time Homebuyer *Neighborhood Preservation *Rental Rehabilitation *Affordable Housing	City of Antioch/consultants	On-going housing loan administration	LMHF	693,000.00	18,000.00	LMHF			1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	9,000.00			
4) Administration: Rental Rehab loans	Housing Authority	On-going rental rehab loan administration	LMHF	198,708.00	12,516.00	LMHF			3,129.00						3,129.00	6,258.00			
Totals - LMHF				\$ 1,643,225.00	\$ 168,161.00		\$ 66,462.00	\$ 1,900.00	\$ 5,029.00	\$ 1,900.00	\$ 66,463.00	\$ 8,749.00	\$ 150,503.00						
Totals - Bonds				\$ -	\$ -		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 0.00			
Totals - RP/TF				\$ -	\$ -		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 0.00			
Grand total - This Page				\$ 1,643,225.00	\$ 168,161.00		\$ 66,462.00	\$ 1,900.00	\$ 5,029.00	\$ 1,900.00	\$ 66,463.00	\$ 8,749.00	\$ 150,503.00						

* The Preliminary Draft Recognized Obligation Payment Schedule (ROP/PS) is to be completed by 3/1/2012 by the successor agency, and subsequently be approved by the oversight board and audited by the County.

** All total due during fiscal year and payment amounts are projected.

*** Funding sources from the successor agency:

RP/TF - Redevelopment Property Tax Trust Fund

LMHF - Low and Moderate Income Housing Fund

Bonds - Bond proceeds

Admin - Successor Agency Administrative Allowance

Other - reserves, rents, interest earnings, etc

JUL-DEC 2012

OTHER OBLIGATION PAYMENT SCHEDULE
Per AB 26 - Section 34177 (*)

Name of Agency: City of Antioch as Successor Agency to the Antioch Development Agency
Project Area(s): All Project Areas of the former Antioch Development Agency

Project Name / Debt Obligation	Payee	Description	Project Area	Total Outstanding Debt or Obligation	Total Due During Fiscal Year 2012-2013**	Source of Fund***	Pass Through and Other Payments					Total
							Jul 2012	Aug 2012	Sept 2012	Oct 2012	Nov 2012	
1) Section 33676	County Resource Conserv	Payments per former Section 33676	Area 3/4/4.1	789.00	29.00	RPTTF						\$
2) Section 33676	BART	Payments per former Section 33676	Area 3/4.1	10,350.00	350.00	RPTTF						\$
3) Section 33676	East Bay Park	Payments per former Section 33676	Area 4/4.1	147,550.00	5,250.00	RPTTF						\$
4) Pass Through Agreement	Contra Costa County	Payments per former Section 33401	Area 4/4.1	9,887,000.00	292,000.00	RPTTF						\$
5) Pass Through Agreement	County Library	Payments per former Section 33401	Area 4/4.1	815,000.00	21,000.00	RPTTF						\$
6) Pass Through Agreement	CCC Fire Dist	Payments per former Section 33401	Area 4/4.1	12,214,000.00	334,000.00	RPTTF						\$
7) Pass Through Agreement	County Flood Control	Payments per former Section 33401	Area 4/4.1	102,000.00	3,000.00	RPTTF						\$
8) Pass Through Agreement	Mosquito Abatement	Payments per former Section 33401	Area 4/4.1	151,000.00	4,000.00	RPTTF						\$
9) Pass Through Agreement	College District	Payments per former Section 33401	Area 4/4.1	321,000.00	21,000.00	RPTTF						\$
10) Pass Through Agreement	Antioch Unified	Payments per former Section 33401	Area 4/4.1	411,000.00	14,000.00	RPTTF						\$
11) Pass Through Agreement	East Bay Park	Payments per former Section 33401	Area 4/4.1	24,600.00	400.00	RPTTF						\$
12) Statutory Payments	County General	Payments per CRL 33607.5 and 7	Area 1/4/4.1	1,250,100.00	31,500.00	RPTTF						\$
13) Statutory Payments	County Library	Payments per CRL 33607.5 and 7	Area 1	128,700.00	3,500.00	RPTTF						\$
14) Statutory Payments	Contra Costa Fire	Payments per CRL 33607.5 and 7	Area 1	1,325,500.00	33,500.00	RPTTF						\$
15) Statutory Payments	Flood Control	Payments per CRL 33607.5 and 7	Area 1	15,200.00	400.00	RPTTF						\$
16) Statutory Payments	County Water Agency	Payments per CRL 33607.5 and 7	Area 1	3,414.00	86.00	RPTTF						\$
17) Statutory Payments	Resource Conservation	Payments per CRL 33607.5 and 7	Area 1/3/4/4.1	1,650.00	40.00	RPTTF						\$
18) Statutory Payments	Mosquito Abatement Zone	Payments per CRL 33607.5 and 7	Area 1	13,600.00	300.00	RPTTF						\$
19) Statutory Payments	Delta Diablo Zone 3	Payments per CRL 33607.5 and 7	Area 1	232,000.00	5,900.00	RPTTF						\$
20) Statutory Payments	Contra Costa Water	Payments per CRL 33607.5 and 7	Area 1	40,700.00	1,000.00	RPTTF						\$
21) Statutory Payments	BART	Payments per CRL 33607.5 and 7	Area 1	54,600.00	1,400.00	RPTTF						\$
22) Statutory Payments	Bay Area Air Management	Payments per CRL 33607.5 and 7	Area 1	16,100.00	400.00	RPTTF						\$
23) Statutory Payments	Antioch Regional Park	Payments per CRL 33607.5 and 7	Area 1	258,400.00	6,500.00	RPTTF						\$
24) Statutory Payments	Antioch Park Maintenance	Payments per CRL 33607.5 and 7	Area 1	1,650.00	40.00	RPTTF						\$
25) Statutory Payments	Office of Education	Payments per CRL 33607.5 and 7	Area 1/3/4	155,900.00	3,900.00	RPTTF						\$
26) Statutory Payments	K-12 Schools ERAF	Payments per CRL 33607.5 and 7	Area 1	1,084,600.00	27,400.00	RPTTF						\$
27) Statutory Payments	Antioch Unified	Payments per CRL 33607.5 and 7	Area 1/3/4	2,243,000.00	57,000.00	RPTTF						\$
28) Statutory Payments	Community College	Payments per CRL 33607.5 and 7	Area 1	395,500.00	10,000.00	RPTTF						\$
29) Statutory Payments	Community College ERAF	Payments per CRL 33607.5 and 7	Area 1	162,000.00	4,000.00	RPTTF						\$
Totals - Other Obligations				\$ 31,566,923.00	\$ 881,795.00							\$

* The Preliminary Draft Recognized Obligation Payment Schedule (RPOPS) is to be completed by 2/1/2012 by the successor agency, and subsequently be approved by the oversight board and audited by the County Auditor.
 ** All total due during fiscal year and payment amounts are projected.
 *** Funding sources from the successor agency:
 RPTTF - Redevelopment Property Tax Trust Fund
 LMHF - Low and Moderate Income Housing Fund
 Bonds - Bond proceeds
 Other - reserves, rents, interest earnings, etc
 Admin - Successor Agency Administrative Allowance



JOHN CHIANG
California State Controller
Division of Audits

March 15, 2012

County Auditor-Controller:

This letter is to notify you that we are requesting that every redevelopment agency's successor agency complete and return the Asset Transfer Assessment form included with this letter. This assessment form will be used as part of the upcoming field review of your county's successor agencies to determine the value and status of all former RDA assets, as well as to identify improper asset transfers. Please send this assessment form to the appropriate successor agency representatives in your county as soon as possible since the form is due back to the State Controller's Office by **April 16, 2012**.

Pursuant to Health and Safety Code section 34167.5, the Controller is reviewing "the activities of redevelopment agencies in the state to determine whether an asset transfer has occurred after January 1, 2011, between the city or county, or city and county that created a redevelopment agency or any other public agency, and the redevelopment agency." The period to be reviewed will be between January 1, 2011 and January 31, 2012.

Additionally, if a city, county, or other public agency, directly or indirectly, received any ineligible assets from a redevelopment agency after January 1, 2011, it will be ordered to immediately reverse the transfer and return the applicable assets to the successor agency of the relevant redevelopment agency. This order applies in all situations except if the city, county, or other public agency has previously contractually committed to a third party for the expenditures or encumbrance of a specific asset. Such a commitment must be in place prior to June 29, 2011.

This order applies to all transferred assets, including, but not limited to, real and personal property, cash funds, accounts receivable, deeds of trust and mortgages, contract rights and any rights to payment of any kind. This order directly applies to economic development corporations, joint powers authorities, or other public agencies that received assets, directly or indirectly, from a redevelopment agency after January 1, 2011. Ineligible asset transfers must be reversed. If you have any question as to whether a particular asset must be returned, you should place such assets into a reserve pending our review and you should not engage in any attempt to encumber or expend such assets.

MAILING ADDRESS: P.O. Box 942850, Sacramento, CA 94250
STREET ADDRESS: 3301 C Street, Suite 710, Sacramento, CA 95816

County Auditor Controller

-2-

March 15, 2012

We have included the assessment forms and instructions/definitions. We request that the completed forms be returned to the State Controller's Office no later than **April 16, 2012** at the address below:

State Controller's Office
Division of Audits
Local Government Bureau
Attn: Steven Mar
3301 C Street
Sacramento, CA 95816

If you have any questions, please call Steven Mar at (916) 324-7226, Division of Audits, Local Government Bureau.

Sincerely,

JEFFREY V. BROWNFIELD
Chief, Division of Audits

STATE CONTROLLER'S OFFICE
ASSET TRANSFER ASSESSMENT
ASSEMBLY BILL X1 26

FORMER REDEVELOPMENT AGENCY NAME
SUCCESSOR AGENCY
CONTACT NAME

ANTIOCH DEVELOPMENT AGENCY
CITY OF ANTIOCH
DAWN MERCHANT

PHONE 925-79-6135

TITLE FINANCE DIRECTOR
11-DIGIT ID # 13980702100
DATE PREPARED 4/12/2012
E-MAIL ADDRESS dmerchant@ci.antioch.ca.us

A ASSET DESCRIPTION	B CARRYING VALUE AS OF		C IF THE ASSET WAS TRANSFERRED TO A CITY, COUNTY, OR OTHER PUBLIC AGENCY BETWEEN JANUARY 1, 2011 AND JANUARY 31, 2012 (EXCLUDE HOUSING ASSETS): TRANSFER DATE	D WAS THE ASSET CONTRACTUALLY COMMITTED OR ENCUMBERED TO A THIRD PARTY AFTER JUNE 29, 2011? YES/NO	E WAS THE TRANSFER REVERSED? YES/NO
	DECEMBER 31, 2010	JANUARY 31, 2012			
Redeveloped Parcels Currently in Public Use and City Owned:					
L. St. and Marina Plaza (boat launch facility)/APN 066-010-006	\$ 100,998.00	\$ 100,998.00	MARCH 9, 2011	NO	NO
L. St. and Marina Plaza (boat launch facility)/APN 066-010-007	\$ 5,301.00	\$ 5,301.00	MARCH 9, 2011	NO	NO
W. First St. (Amtrak Station)/APN 066-010-014	\$ 311,100.00	\$ 304,233.00	MARCH 9, 2011	NO	NO
Public Parking - Pier at Riverview Lodge/APN 066-020-010	\$ 3,100.00	\$ 3,100.00	MARCH 9, 2011	NO	NO
W. Second and E St. (public parking)/APN 066-052-003	\$ 142,250.00	\$ 142,250.00	MARCH 9, 2011	NO	NO
W. Third St. (public parking comm. cnt.)/APN 066-053-002	\$ 42,965.00	\$ 42,965.00	MARCH 9, 2011	NO	NO
I St. (public parking @ beauty college)/APN 066-061-009	\$ 180,764.00	\$ 180,764.00	MARCH 9, 2011	NO	NO
W. Third St. (public parking @ beauty college)/APN 066-061-010	\$ 97,559.00	\$ 97,559.00	MARCH 9, 2011	NO	NO
W. Third St. (public parking @ Odd Fellows)/APN 066-061-016	\$ 88,141.00	\$ 88,141.00	MARCH 9, 2011	NO	NO
W. Second St. (public parking near theatre)/APN 066-061-005	\$ 104,015.00	\$ 104,015.00	MARCH 9, 2011	NO	NO
608 W. Third St. (public parking @ City Hall)/APN 066-072-020	\$ 66,045.00	\$ 66,045.00	MARCH 9, 2011	NO	NO
101 I St. (public parking @ Waidie Plaza)/APN 066-082-005	\$ 83,058.00	\$ 83,058.00	MARCH 9, 2011	NO	NO
I St. (public parking @ Waidie Plaza)/APN 066-082-006	\$ 22,148.00	\$ 22,148.00	MARCH 9, 2011	NO	NO
I St. (public parking @ Waidie Plaza)/APN 066-082-007	\$ 22,148.00	\$ 22,148.00	MARCH 9, 2011	NO	NO
809 W. First St. (Lynn/Hard House parcel)/APN 066-091-015	\$ 283,393.00	\$ 264,825.00	MARCH 9, 2011	NO	NO
308 I St. (public parking)/APN 066-107-001	\$ 150,894.00	\$ 150,894.00	MARCH 9, 2011	NO	NO
314 I St. (public parking)/APN 066-107-003	\$ 70,506.00	\$ 70,506.00	MARCH 9, 2011	NO	NO
807 W. Third St. (public parking)/APN 066-107-010	\$ 84,432.00	\$ 84,432.00	MARCH 9, 2011	NO	NO
302 W. I St. (public parking)/APN 066-107-011	\$ 23,040.00	\$ 23,040.00	MARCH 9, 2011	NO	NO
Currently City Owned Future Development Parcels*:					
209 Fulton Shipyard Rd (vacant parcel)/APN 066-010-006	\$ 387,183.00	\$ 387,183.00	MARCH 9, 2011	NO	NO
F St. west of Antioch monument (vacant parcel)/APN 065-051-001	\$ 27,286.00	\$ 27,286.00	MARCH 9, 2011	NO	NO
500 W. Second St. (vacant parcel)/APN 066-051-002	\$ 38,985.00	\$ 38,985.00	MARCH 9, 2011	NO	NO
801 W. Second St. (vacant parcel)/APN 066-092-001	\$ 108,417.00	\$ 108,417.00	MARCH 9, 2011	NO	NO
W. Second St. (vacant parcel)/APN 066-092-014	\$ 30,222.00	\$ 30,222.00	MARCH 9, 2011	NO	NO
Prospect Way (weilands)/APN 066-102-010	\$ 8,969.00	\$ 8,969.00	MARCH 9, 2011	NO	NO

(A) Asset was not recorded on the redevelopment agency's books for accounting purposes, but was listed as agency-owned by Contra Costa County Recorders Office. Value listed represents county assessed value.
 (B) Asset was transferred to City asset on books in FY2002 based on audit recommendation but corresponding deed was not recorded. Deed was recorded in March 2011.
 * A Street Extension property purchase recorded as City asset in 2001. Redevelopment funded part of the purchase price and undeveloped part of property which remains vacant was recorded as "land held for resale" in 2001 on redevelopment accounting records although title for entire property recorded to City. Transferred and added this property value to City property value at 6/30/11 for accounting purposes in our 6/30/11 audit.



JOHN CHIANG
California State Controller

April 20, 2012

Successor Agency/City
County Auditor-Controller
All Other Public Agencies in California (including Economic Development Corporations and
Joint Powers Authorities)

Re: Order to Reverse RDA Asset Transfer Pursuant to Health and Safety Code Section 34167.5

Dear City, County, or Public Agency:

Pursuant to Health and Safety Code section 34167.5, the Controller is reviewing the activities of redevelopment agencies in the state to determine whether an asset transfer has occurred after January 1, 2011, between the city or county, or city and county that created a redevelopment agency or any other public agency, and the redevelopment agency.

If your city, county or agency, directly or indirectly, received any assets from a redevelopment agency after January 1, 2011, your city, county, or agency hereby is ordered to immediately reverse the transfer and return the applicable assets to the successor agency of the relevant redevelopment agency.

This order applies to all assets, including, but not limited to, real and personal property, cash funds, accounts receivable, deeds of trust and mortgages, contract rights and any rights to payment of any kind. Under Health and Safety Code section 34167.5, this order applies in all situations except if your city, county, or agency has, prior to June 28, 2011, contractually committed to a third party for an expenditure or encumbrance of a specific asset. This order directly applies to economic development corporations, joint powers authorities, or other public agencies that received assets, directly or indirectly, from a redevelopment agency after January 1, 2011.

In the coming weeks, the Controller will specifically review and audit cities, counties, and public agencies to ensure that all applicable asset transfers have been reversed. If you have any question as to whether a particular asset must be returned, you should place such assets into a reserve pending our review.

Thank you for your cooperation.

Sincerely,
Original signed by:

JOHN CHIANG
California State Controller

Dear Oversight Board Members,

Given the recent newspaper articles regarding redevelopment dissolution, I wanted to let you know that the City of Antioch is aware of the letter that the State Controller sent regarding reversing the transfer of any assets from redevelopment agencies after January 1, 2011. The City is also aware of a number of concerns raised state-wide with the letter and questions about the legality of demanding such a reversal.

At Council and Agency meetings In March 2011, the Agency and City entered into a Property Conveyance Agreement to transfer 25 parcels from the Agency to the City. This information was included in the background binders given to each Oversight Board member. In the City's opinion, many of these parcels should have been transferred to the City long ago as they were already in City use and/or on the City books, but no deed had been recorded. These parcels include the Amtrak Station and Barbara Price Park, as well as parcels acquired for street/utility improvements, parcels functioning as improved parking lots downtown that are maintained by the City, and the historic Hard House and Lynn House. All of these parcels are now deeded to the City of Antioch.

None of the 25 parcels have been conveyed to third-parties and the only parcel discussed for transfer in the near future is the Hard House to the nonprofit Friends of the Hard House.

In the City's opinion (shared by others), the State legislation dissolving redevelopment agencies is not completely clear or consistent. In effect, it appears that the State Controller's directive would require the transfer of the parcels from the City of Antioch to the City of Antioch as Successor Agency to the Antioch Development Agency. City staff continues to review the matter and as more clarification is obtained, the City will take the appropriate steps as to these 25 parcels and keep the Oversight Board apprised at future meetings.

Lynn

Lynn Tracy Nerland
City Attorney
City of Antioch
P.O. Box 5007
Antioch, CA 94531-5007
925-779-7015
925-779-7003 (f)
lnerland@ci.antioch.ca.us

Regular business hours are 8:00 a.m. to 5:00 p.m. Monday through Thursday, but please contact individual departments if you desire an appointment.

RESOLUTION NO. 2012-04

**RESOLUTION OF THE OVERSIGHT BOARD
TO THE SUCCESSOR AGENCY TO THE ANTIOCH DEVELOPMENT AGENCY**

**RESOLUTION OF THE OVERSIGHT BOARD APPROVING THE REVISED RECOGNIZED
OBLIGATION PAYMENT SCHEDULE FOR THE SUCCESSOR AGENCY AND HOUSING
SUCCESSOR TO THE ANTIOCH DEVELOPMENT AGENCY**

Whereas, Health and Safety Code section 34177(l)(1) provides that Successor Agencies are required to prepare a Recognized Obligation Payment Schedule before each six-month fiscal period identifying enforceable obligations and sources of payment; and

Whereas, Health and Safety Code section 34179(h) provides that the State Department of Finance has the authority to review all Oversight Board actions and as such has conducted a review of the Recognized Obligation Payment Schedules approved by the Oversight Board on April 30, 2012 by Resolution No. 2012-03; and

Whereas, the State Department of Finance has deemed certain obligations listed on the Recognized Obligation Schedules as not enforceable; and

Whereas, Health and Safety Code section 34177 (B) provides that Recognized Obligation Payment Schedules are to be approved by Oversight Boards

NOW THEREFORE BE IT RESOLVED THAT the Oversight Board to the Successor Agency to the Antioch Development Agency hereby approves the attached Revised Recognized Obligation Payment Schedules of the City of Antioch as Successor Agency and Housing Successor to the Antioch Development Agency for the periods of January 2012 through June 2012 and July 2012 through December 2012, which notes that the City as Successor Agency is reserving its right to appeal DOF determination that the Marina Subsidy is not an enforceable obligation pending further review by City staff.

* * * * *

The foregoing resolution was passed and adopted by the Oversight Board to the Successor Agency to the Antioch Development Agency at a regular meeting thereof, held on the 21st day of May, 2012 by the following vote:

AYES: Kalinowski, Parsons, Archuletta, Forrester, Hinojoso, Wehrmeister
NOES: None
ABSENT: Fraser



BRIAN KALINOWSKI
Chair, Oversight Board