

**RESOLUTION NO. R-2011-11**

**A RESOLUTION OF THE REDEVELOPMENT AGENCY OF THE CITY OF GONZALES ADOPTING AN ENFORCEABLE OBLIGATION PAYMENT SCHEDULE PURSUANT TO HEALTH AND SAFETY CODE 34169**

**WHEREAS**, the Redevelopment Agency of the City of Gonzales (“Agency”) is a redevelopment agency formed, existing and exercising its powers pursuant to California Community Redevelopment Law (“CCRL”), Health and Safety Code Section 33000 et seq; and

**WHEREAS**, pursuant to subdivision (g) of Section 34169(g) of the CCRL (enacted pursuant to AB x1 26), the Agency is required to adopt an Enforceable Obligation Payment Schedule (“EOPS”) that lists all of the obligations that are “enforceable obligations” within the meaning of subdivision (d) of Section 34167 of the CCRL and which includes the following information about each such obligation:

- (a) The project name associated with the obligation
- (b) The payee
- (c) A short description of the nature of the work, product, service, facility, or other thing of value for which payment is being made
- (d) The amount of payments obligated to be made by month, through December 2011; and

**WHEREAS**, an EOPS, a copy of which is attached hereto, has been presented to the Agency, the Agency is familiar with the contents thereof, and the Executive Director has recommended approval of the EOPS subject to the contingencies and reservations of rights set forth in this Resolution; and

**WHEREAS**, the Agency is informed and is aware of the fact that an action challenging the constitutionality of AB x1 26 and AB x1 27 has been filed on behalf of cities, counties and redevelopment agencies, and that as a result of this action, the California Supreme Court has stayed all but a portion of AB x1 26 and all of AB x1 27 while it reviews the constitutionality of said legislation; and

**WHEREAS**, the Supreme Court’s stay excludes Section 34169’s EOPS adoption requirement, thus mandating compliance regardless of whether the Agency intends to dissolve or participate in AB x1 27’s Alternative Voluntary Redevelopment Program; and

**WHEREAS**, notwithstanding the following, the Agency continues to reserve the right to challenge the legality of AB x1 26 and AB x1 27; and

**WHEREAS**, if adopted, the Agency reserves the right to amend the EOPS as necessary or desired by the Agency Board; and

**WHEREAS**, in adopting the EOPS, the Agency does not intend to waive, nor shall the Agency be deemed to have waived any rights the Agency or its successor (if any) may have pursuant to or in connection with any obligation listed on such schedule, including



**ENFORCEABLE OBLIGATION PAYMENT SCHEDULE**  
Per AB 26 - Section 34167 and 34169 (\*)

Project Name / Debt Obligation	Payee	Description	Total Outstanding Debt or Obligation	Total Due During Fiscal Year	Payments by month					
					Aug**	Sept	Oct	Nov	Dec	Total
1) 2003 Tax Allocation Bonds	US Bank	Bonds	13,158,690.50	590,891.26					390,258.13	\$ 390,258.13
2) 2011 Tax Allocation Bonds	US Bank	Bonds	5,124,765.56	118,356.56					56,956.56	\$ 56,956.56
3) Reimbursement Agreement	City	Police Station Project	11,037,930.37	368,148.91					149,074.46	\$ 149,074.46
4) Loan Agreement	City	Police Station Project	1,160,000.00	20,000.00						\$ -
5) Annual Continuing Disclosure	Urban Futures, Inc.	Continuing Disclosure Services for Bonds		3,600.00						\$ -
6) Bond Paying Agent Fees	US Bank			4,000.00						\$ -
7) Fiscal Consulting Services	Urban Futures, Inc.			4,000.00		1,200.00				\$ 1,200.00
8) Employee Costs	Agency Employees	Payroll and Benefits		155,142.00	12,928.50	12,928.50	12,928.50	12,928.50	12,928.50	\$ 64,642.50
9) Professional Services	Various	Legal, Accounting, Other		28,000.00			14,000.00			\$ 14,000.00
10) Office Expenses	Various	Utilities, Supplies, Other		24,100.00	2,008.33	2,008.33	2,008.33	2,008.33	2,008.33	\$ 10,041.65
11) Reimbursement Agreement	City	Agency Cost Allocation		100,000.00						\$ -
12)										\$ -
13)										\$ -
14)										\$ -
15)										\$ -
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24)										\$ -
25)										\$ -
26)										\$ -
27)										\$ -
28)										\$ -
29)										\$ -
30)										\$ -
Totals - This Page			\$ 30,481,386.43	\$ 1,416,238.73	\$ 14,936.83	\$ 16,136.83	\$ 28,936.83	\$ 14,936.83	\$ 611,225.98	\$ 686,173.30
Totals - Page 2			\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Totals - Page 3			\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Totals - Page 4			\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Totals - Other Obligations			\$ 19,714,364.00	\$ 239,693.00	\$ -	\$ -	\$ -	\$ -	\$ 119,846.50	\$ 119,846.50
Grand total - All Pages			\$ 50,195,750.43	\$ 1,655,931.73	\$ 14,936.83	\$ 16,136.83	\$ 28,936.83	\$ 14,936.83	\$ 731,072.48	\$ 806,019.80

\* This Enforceable Obligation Payment Schedule (EOPS) is to be adopted by the redevelopment agency no later than late August. It is valid through 12/31/11. It is the basis for the Preliminary Draft Recognized Obligation Payment Schedule (ROPS), which must be prepared by the dissolving Agency by 9/30/11. (The draft ROPS must be prepared by the Successor Agency by 11/30/11.)

If an agency adopts a continuation ordinance per ABX1 27, this EOPS will not be valid and there is no need to prepare a ROPS.

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

EXHIBIT A

**OTHER OBLIGATION PAYMENT SCHEDULE**  
Per AB 26 - Section 34167 and 34169 (\*)

	Project Name / Debt Obligation	Payee	Description	Total Outstanding Debt or Obligation	Total Due During Fiscal Year	Payments by month					
						Aug**	Sept	Oct	Nov	Dec	Total
1)	Statutory Pass Through Pmts.	Various	Per H & S Code Section 33607.5	19,714,364.00	239,693.00	0.00	0.00	0.00	0.00	119,846.50	\$ 119,846.50
2)											\$ -
3)											\$ -
4)											\$ -
5)											\$ -
6)											\$ -
7)											\$ -
8)											\$ -
9)											\$ -
10)											\$ -
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26)											\$ -
27)											\$ -
28)											\$ -
<b>Totals - Other Obligations</b>				\$ 19,714,364.00	\$ 239,693.00	\$ -	\$ -	\$ -	\$ -	\$ 119,846.50	\$ 119,846.50

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If an agency adopts a continuation ordinance per ABX1 27, this EOPS will not be valid and there is no need to prepare a ROPS.

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

\*\*\* All payment amounts are estimates