

HAYWARD SUCCESSOR AGENCY OVERSIGHT BOARD

RESOLUTION NO. 2014-04

A RESOLUTION OF THE OVERSIGHT BOARD FOR THE HAYWARD SUCCESSOR AGENCY, APPROVING A REVISED RECOGNIZED OBLIGATION PAYMENT SCHEDULE FOR THE PERIOD JULY THROUGH DECEMBER 2014 ("REVISED ROPS 14-15A"), AND DIRECTING THE CITY MANAGER TO TAKE ALL ACTIONS NECESSARY TO EFFECTUATE REQUIREMENTS ASSOCIATED WITH THIS APPROVAL

WHEREAS, pursuant to ABx1 26 (as amended by AB 1484, the "Dissolution Statutes"), the separate legal entity known as the Hayward Successor Agency (the "Successor Agency") must prepare "Recognized Obligation Payment Schedules" ("ROPS") that enumerate the enforceable obligations and expenses of the Successor Agency for each successive six-month fiscal period until the wind down and disposition of assets of the dissolved Redevelopment Agency of the City of Hayward (the "Dissolved RDA") has been completed; and

WHEREAS, the Successor Agency staff prepared a ROPS for the six-month fiscal period commencing on July 1, 2014 and continuing through December 31, 2014 ("ROPS 14-15A"); and

WHEREAS, the Oversight Board approved the ROPS 14-15A on February 28, 2014; and

WHEREAS, the Successor Agency staff duly submitted the ROPS 14-15A and the Administrative Budget to the Department of Finance by the March 1, 2014 deadline; and

WHEREAS, in the initial ROPS determination letter, the Department of Finance incorrectly reclassified the funding source from Redevelopment Property Tax Trust Fund to reserve balances and other funds for certain ROPS 14-15A items, causing Successor Agency staff to review the ROPS 14-15A again and identify required corrections to account for amounts held in reserve to pay previously approved enforceable obligations and so that the appropriate amount of Redevelopment Property Tax Trust Fund dollars would be distributed to the Successor Agency, enabling the Agency to continue payment of its enforceable obligations; and

WHEREAS, under the Dissolution Statutes, the ROPS 14-15A and the FY 14-15 Administrative Budget must be approved by the Successor Agency's oversight board (the "Oversight Board") to enable the Successor Agency to continue to make payments on enforceable obligations and to pay for administrative costs of the Successor Agency; and

WHEREAS, no further action is required on the FY 14-15 Administrative Budget which was previously approved by the Oversight Board and the DOF; and

WHEREAS, under the Dissolution Statutes, the ROPS 14-15A must be submitted by the Successor Agency to the Oversight Board for the Oversight Board's approval in accordance with Health and Safety Code Sections 34177 and 34180(g); and

WHEREAS, the accompanying staff report provides supporting information upon which the actions set forth in this Resolution are based.

NOW, THEREFORE, BE IT RESOLVED that the Oversight Board hereby finds, resolves, and determines that the foregoing recitals are true and correct, and, together with information provided by the Successor Agency staff and the public, form the basis for the approvals, findings, resolutions, and determinations set forth below.

BE IT FURTHER RESOLVED that the Oversight Board, pursuant to Health and Safety Code Section 34180(g) and 34177(j), hereby approves the Revised ROPS 14-15A, including the agreements and obligations described on the Revised ROPS 14-15A and hereby determines that such agreements and obligations constitute “enforceable obligations” and “recognized obligations” for all purposes of the Dissolution Statutes. In connection with such approval, the Oversight Board makes the specific findings set forth below.

BE IT FURTHER RESOLVED that the Oversight Board has examined the items on the approved Revised ROPS 14-15A and finds that each of them is necessary for the continued maintenance and preservation of property owned by the Successor Agency until disposition in accordance with the terms of the Dissolution Statutes, the continued administration of the ongoing enforceable obligations herein approved by the Oversight Board, or the expeditious wind-down of the affairs of the Dissolved RDA by the Successor Agency.

BE IT FURTHER RESOLVED that the Successor Agency is authorized and directed to enter into any agreements and amendments to agreements consistent with the Dissolution Statutes and necessary to memorialize and implement the agreements and obligations in Revised ROPS 14-15A as herein approved by the Successor Agency.

BE IT FURTHER RESOLVED that the Oversight Board hereby authorizes and directs Successor Agency staff, to take all administrative actions necessary under the Dissolution Statutes, to file, post, mail or otherwise deliver via electronic mail, internet posting, and/or hardcopy, all notices and transmittals necessary or convenient in connection with the approval of the Revised ROPS 14-15A, and to take any other actions necessary to ensure the validity of the Revised ROPS 14-15A and the validity of any enforceable obligation listed thereon. In addition, the Oversight Board authorizes and directs the Successor Agency staff to make such non-substantive revisions to the Revised ROPS 14-15A as may be necessary to submit Revised ROPS 14-15A in any modified form required by the DOF, and Revised ROPS 14-15A as so modified shall thereupon constitute Revised ROPS 14-15A as approved by the Oversight Board pursuant to this Resolution.

BE IT FURTHER RESOLVED that the Oversight Board hereby authorizes and directs the City Manager, acting on behalf of the Successor Agency, to execute the documents and instruments as are appropriate, in consultation with the City Attorney, acting in the capacity of counsel to the Successor Agency, to effectuate and implement the terms of this Resolution;

BE IT FURTHER RESOLVED that this Resolution shall take effect at the time and in the manner prescribed in Health and Safety Code Section 34179(h).

HAYWARD, CALIFORNIA, April 28, 2014

ADOPTED BY THE FOLLOWING VOTE:

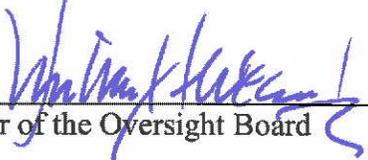
AYES: BOARD MEMBERS Sweeney, Bristow, Henson, Hodges,
Salinas

NOES: BOARD MEMBERS:

ABSTAIN: BOARD MEMBERS:

ABSENT: BOARD MEMBERS: Taylor, Valle

ATTEST:



Chair of the Oversight Board

DATE: April 28, 2014

TO: Chair and Members of the Successor Agency Oversight Board

FROM: Assistant City Manager

SUBJECT: Approval of Revised Recognized Obligation Payment Schedule (ROPS 14-15A) for the Period July 1, 2014 through December 31, 2014

RECOMMENDATION

That the Oversight Board adopts the attached resolution (Attachment I) approving the Revised Recognized Obligation Payment Schedule (Revised ROPS 14-15A) for the period July 1 – December 31, 2014 and authorizes staff to take other administrative actions and execute contracts and such other documents as are appropriate to effectuate the intent of the resolution and all actions necessary to effectuate associated requirements of the Dissolution Act and AB 1484.

BACKGROUND

Pursuant to ABx1 26 (as amended by AB 1484, the “Dissolution Statutes”), the separate legal entity known as the Hayward Successor Agency (the Successor Agency) must prepare “Recognized Obligation Payment Schedules” (ROPS) that enumerate the enforceable obligations and expenses of the Successor Agency for each successive six-month fiscal period until the wind down and disposition of assets of the dissolved Redevelopment Agency of the City of Hayward (the Dissolved RDA) has been completed.

On February 28, 2014, the Oversight Board approved the ROPS 14-15A and the accompanying FY 14-15 Administrative Budget and the proposed repayment schedule for the SERAF loan. Successor Agency staff submitted these items to the Department of Finance (DOF) prior to the March 1, 2014 deadline for submittal.

The Successor Agency is amending the ROPS 14-15A to address issues discovered in the process of responding to the DOF’s ROPS determination letter described below.

DISCUSSION

On April 15, 2014, DOF sent the Successor Agency the preliminary determination letter on ROPS 14-15A (Attachment II). In that letter, the DOF incorrectly reclassified the funding sources from Redevelopment Property Tax Trust Fund (RPTTF) to reserve balances and other funds for some of the enforceable obligations listed on the ROPS 14-15A. In an effort to respond to the DOF determination letter, Staff reviewed the ROPS 14-15A and as part of that process identified that ROPS 14-15A failed to account for amounts held in reserve necessary to pay previously approved enforceable obligations and thus led to the incorrect identification of available reserve cash balance

on hand within the Successor Agency accounts. The intent of this report is to recommend approval of a Revised Recognized Obligation Payment Schedule (Revised ROPS 14-15A) (Attachment III) in advance of the Agency's Meet and Confer session with the Department of Finance. This Revised ROPS 14-15A addresses the concerns that staff identified and correctly identifies the available cash balances in the Successor Agency budget so that the appropriate amount of Redevelopment Property Tax Trust Fund dollars would be distributed to the Successor Agency.

The attached Meet and Confer request (Attachment IV) further describes the omission and staff's proposed revised allocation of funding sources for enforceable obligations on the ROPS. Basically, DOF is requiring that, even if an obligation has been listed on a previous ROPS and received full funding, the Successor Agency must identify this obligation every six months on every ROPS until the obligation is paid in full and must identify the funding source as reserve balance funding. Staff inadvertently omitted the reserve funding request for these previously approved and funded enforceable obligations from the current ROPS. Therefore, the DOF is proposing to take the funds from these obligations and use this money to pay current obligations instead of distributing the needed funding from the Redevelopment Property Tax Trust Fund. This would result in a deficit during the next six months and could result in the Agency's inability to pay for enforceable obligations.

Upon review and reconciliation of these issues, staff did identify some available cash on hand that could be used to pay enforceable obligations, primarily loan repayments received during the last six months. The Revised ROPS 14-15A (Attachment III) and the Meet and Confer request (Attachment IV) both identify this proposed reclassification of funding sources. It is unclear whether DOF will accept the Revised ROPS 14-15A from the Successor Agency but staff is requesting Oversight Board approval of the Revised ROPS 14-15A to comply with the administrative requirements in the Dissolution Statutes for ROPS approvals. If the Board approves the Revised ROPS 14-15A, staff will present the executed resolution to DOF as part of the Meet and Confer session.

One other item of note from the DOF initial determination letter is the denial of the \$150,000 administrative allowance for the Housing Authority. As the Board may recall, AB 471 was signed by the Governor on February 18, 2014. This piece of legislation included a variety of RDA clean up items primarily focused on Infrastructure Financing Districts but also added a provision that allowed agencies that assumed the former housing functions of the Redevelopment Agency (in Hayward's case, the Hayward Housing Authority) to claim an administrative cost allowance for housing-related functions. For Hayward, this amounts to \$150,000 annually and would continue through July of 2018. Staff added this item to the ROPS as allowed under AB 471 and disputes the DOF's initial denial of this item. The attached Meet and Confer request (Attachment IV) presents the argument for why the DOF should approve the Housing administrative allowance.

Implementation Actions: As is standard in the ROPS approval resolutions, the accompanying resolution authorizes and directs staff to take all administrative steps on behalf of the Successor Agency to implement upcoming requirements under the Dissolution Statutes, including providing necessary notices, transmittals, and postings regarding the ROPS and Successor Agency administrative budget.

Environmental Review: The actions set forth in the recommended accompanying resolution, as summarized above, are exempt under Guideline 15378(b)(4) of the California Environmental Quality Act (CEQA) in that the actions do not constitute a “project,” but instead are required to continue a governmental funding mechanism for enforceable obligations of the former Redevelopment Agency and to perform the statutorily mandated unwinding of the assets, liabilities, and functions of the former Redevelopment Agency pursuant to the Dissolution Statutes.

ECONOMIC AND FISCAL IMPACT

Approval of the Revised ROPS 14-15A will facilitate the ability of the City as Successor Agency to continue payment of the enforceable obligations of the former Redevelopment Agency and is among the measures required to be taken to avoid triggering an event of default under any enforceable obligations. It will also help facilitate the Agency’s pending Meet and Confer request with the DOF.

NEXT STEPS

Following approval of the Revised ROPS 14-15A by the Oversight Board, staff will submit these to the Department of Finance (DOF) as part of the Meet and Confer process. The DOF will have additional time to review materials submitted as part of the Meet and Confer process. All DOF meet and confer determinations must be made prior to June 1, 2014, which is when the funds for the ROPS 14-15A period will be disbursed to the Successor Agency.

Prepared and Recommended by: Kelly McAdoo, Assistant City Manager

Approved by:



Fran David, City Manager

- Attachment I: Resolution Approving ROPS 14-15A
- Attachment II: April 15, 2014 DOF ROPS 14-15A Initial Determination letter
- Attachment III: Revised ROPS 14-15A
- Attachment IV: April 22, 2014 Meet and Confer Request



April 15, 2014

Ms. Kelly McAdoo, Assistant City Manager
City of Hayward
777 B Street
Hayward, CA 94541

Dear Ms. McAdoo:

Subject: Recognized Obligation Payment Schedule

Pursuant to Health and Safety Code (HSC) section 34177 (m), the City of Hayward Successor Agency (Agency) submitted a Recognized Obligation Payment Schedule (ROPS 14-15A) to the California Department of Finance (Finance) on March 3, 2014 for the period of July through December 2014. Finance has completed its review of your ROPS 14-15A, which may have included obtaining clarification for various items.

HSC section 34171 (d) defines enforceable obligations. Based on a sample of line items reviewed and application of the law, the following does not qualify as an enforceable obligation for the reason specified:

- Item No. 64 – Housing Authority Administrative Cost Allowance in the amount of \$150,000. Pursuant to HSC section 34171 (p), the housing entity administrative cost allowance is applicable only in cases where the city, county, or city and county that authorized the creation of the redevelopment agency elected to not assume the housing functions. Because the housing entity to the former redevelopment agency of the City of Hayward (City) is the City-formed Housing Authority (Authority) and the Authority operates under the control of the City, the Authority is considered the City under Dissolution Law pursuant to HSC section 34167.10. Therefore, \$150,000 of housing entity administrative allowance is not allowed.

During our review, which may have included obtaining financial records, Finance determined the Agency possesses funds that should be used prior to requesting Redevelopment Property Tax Trust Fund (RPTTF). Pursuant to HSC section 34177 (l) (1) (E), RPTTF may be used as a funding source, but only to the extent no other funding source is available or when payment from property tax revenues is required by an enforceable obligation. The financial records and report of cash balances provided by the Agency displayed the Agency has additional Reserve Balances on hand in the amount of \$1,751,970 and Other Funds in the amount of \$347,589.

Since these available balances are unencumbered, the funding sources for the following items have been reclassified to Reserve Balances and Other Funds in the amounts specified below:

- Item No. 1 – 2004 Tax Allocation Bonds (TAB) in the amount of \$851,791. Finance is reclassifying \$271,567 to Reserve Balances and \$347,589 to Other Funds. The remaining \$232,635 is eligible for RPTTF funding.
- Item No. 6 – 2006 TAB in the amount of \$275,003. Finance is reclassifying the full amount requested to Reserve Balances.
- Item No. 15 – Foothill Façade Loan Project Delivery Costs in the amount of \$6,051. Finance is reclassifying the full amount requested to Reserve Balances.
- Item No. 23 – Contract for Security Alarm in the amount of \$1,066. Finance is reclassifying the full amount requested to Reserve Balances.
- Item No. 25 – Contract for Elevator Maintenance and Repair in the amount of \$3,900. Finance is reclassifying the full amount requested to Reserve Balances.
- Item No. 27 – Contract for Sweeping in the amount of \$5,200. Finance is reclassifying the full amount requested to Reserve Balances.
- Item Nos. 29 and 30– Utilities in the amount of \$13,676. Finance is reclassifying the full amount requested to Reserve Balances.
- Item No. 36 – Project Delivery Costs Burbank Residual Site in the amount of \$3,804. Finance is reclassifying the full amount requested to Reserve Balances.
- Item No. 37 – Property Disposition Costs former Agency-held properties in the amount \$85,348. Finance is reclassifying the full amount requested to Reserve Balances.
- Item No. 49 – SERAF Repayment in the amount of \$1,069,855. Finance is reclassifying the full amount requested to Reserve Balances.
- Item No. 50 – Contract for Environmental Remediation in the amount of \$9,000. Finance is reclassifying the full amount requested to Reserve Balances.
- Item No. 60 – 2004 TAB Administrative Fee fiscal year 2014-15 in the amount of \$2,000. Finance is reclassifying the full amount requested to Reserve Balances.
- Item No. 61 – 2004 TAB Administrative Fee fiscal year 2014-15 in the amount of \$3,000. Finance is reclassifying the full amount requested to Reserve Balances.
- Item No. 62 – 2006 TAB Administrative Fee fiscal year 2014-15 in the amount of \$1,800. Finance is reclassifying the full amount requested to Reserve Balances.
- Item No. 63 – 2006 TAB Administrative Fee fiscal year 2013-14 in the amount of \$700. Finance is reclassifying the full amount requested to Reserve Balances.

Pursuant to HSC section 34186 (a), successor agencies were required to report on the ROPS 14-15A form the estimated obligations and actual payments (prior period adjustments) associated with the July through December 2013 period. HSC section 34186 (a) also specifies prior period adjustments self-reported by successor agencies are subject to audit by the county auditor-controller (CAC) and the State Controller. The amount of RPTTF approved in the table below includes the prior period adjustment resulting from the CAC's audit of the Agency's self-reported prior period adjustment.

Except for item denied in whole or in part as enforceable obligations and for items that have been reclassified, Finance is not objecting to the remaining items listed on your ROPS 14-15A. If you disagree with the determination with respect to any items on your ROPS 14-15A, you may request a Meet and Confer within five business days of the date of this letter. The Meet and Confer process and guidelines are available at Finance's website below:

http://www.dof.ca.gov/redevelopment/meet_and_confer/

The Agency's maximum approved RPTTF distribution for the reporting period is \$271,445 as summarized below:

Approved RPTTF Distribution For the period of July through December 2014	
Total RPTTF requested for non-administrative obligations	2,482,194
Total RPTTF requested for administrative obligations	125,000
Total RPTTF requested for obligations	\$ 2,607,194
Total RPTTF requested for non-administrative obligations	2,482,194
Denied Item	
Item No. 64	(150,000)
	(150,000)
Total RPTTF for non-administrative obligations	2,332,194
Cash Balances - Items reclassified to other funding sources	
Item No. 1	(619,156)
Item No. 6	(275,003)
Item No. 15	(6,051)
Item No. 23	(1,066)
Item No. 25	(3,900)
Item No. 27	(5,200)
Item No. 29	(13,260)
Item No. 31	(416)
Item No. 36	(3,804)
Item No. 37	(85,348)
Item No. 49	(1,069,855)
Item No. 50	(9,000)
Item No. 60	(2,000)
Item No. 61	(3,000)
Item No. 62	(1,800)
Item No. 63	(700)
	(2,099,559)
Total RPTTF authorized for non-administrative obligations	\$ 232,635
Total RPTTF requested for administrative obligations	125,000
Total RPTTF authorized for administrative obligations	\$ 125,000
Total RPTTF authorized for obligations	\$ 357,635
ROPS 13-14A prior period adjustment	(86,190)
Total RPTTF approved for distribution	\$ 271,445

Please refer to the ROPS 14-15A schedule that was used to calculate the approved RPTTF amount:

<http://www.dof.ca.gov/redevelopment/ROPS>

Absent a Meet and Confer, this is Finance's final determination related to the enforceable obligations reported on your ROPS for July 1 through December 31, 2014. This determination only applies to items where funding was requested for the six-month period. Finance's determination is effective for this time period only and should not be conclusively relied upon for future periods. All items listed on a future ROPS are subject to a subsequent review and may be denied even if it was or was not denied on this ROPS or a preceding ROPS. The only

exception is for those items that have received a Final and Conclusive determination from Finance pursuant to HSC section 34177.5 (i). Finance's review of items that have received a Final and Conclusive determination is limited to confirming the scheduled payments as required by the obligation.

The amount available from the RPTTF is the same as the amount of property tax increment that was available prior to enactment of ABx1 26 and AB 1484. This amount is not and never was an unlimited funding source. Therefore, as a practical matter, the ability to fund the items on the ROPS with property tax is limited to the amount of funding available to the successor agency in the RPTTF.

To the extent proceeds from bonds issued after December 31, 2010 exist and are not encumbered by an enforceable obligation pursuant to HSC section 34171 (d), HSC section 34191.4 (c) (2) (B) requires these proceeds be used to defease the bonds or to purchase those same outstanding bonds on the open market for cancellation.

Please direct inquiries to Beliz Chappule, Supervisor or Todd Vermillion, Lead Analyst at (916) 445-1546.

Sincerely,



JUSTYN HOWARD
Assistant Program Budget Manager

cc: Ms. Tracy Vesely, Finance Director, City of Hayward
Ms. Carol S Orth, Tax Analysis, Division Chief, Alameda County
California State Controller's Office

Recognized Obligation Payment Schedule (ROPS 14-15A) - Summary

Filed for the July 1, 2014 through December 31, 2014 Period

Name of Successor Agency: Hayward
 Name of County: Alameda

Current Period Requested Funding for Outstanding Debt or Obligation		Six-Month Total
Enforceable Obligations Funded with Non-Redevelopment Property Tax Trust Fund (RPTTF) Funding Sources (B+C+D):		
A	Bond Proceeds Funding (ROPS Detail)	\$ 2,716,888
B	Reserve Balance Funding (ROPS Detail)	-
C	Other Funding (ROPS Detail)	2,369,097
D		347,589
E	Enforceable Obligations Funded with RPTTF Funding (F+G):	\$ 1,539,605
F	Non-Administrative Costs (ROPS Detail)	1,414,605
G	Administrative Costs (ROPS Detail)	125,000
H	Current Period Enforceable Obligations (A+E):	\$ 4,256,291
Successor Agency Self-Reported Prior Period Adjustment to Current Period RPTTF Requested Funding		
I	Enforceable Obligations funded with RPTTF (E):	1,539,605
J	Less Prior Period Adjustment (Report of Prior Period Adjustments Column S)	(80,557)
K	Adjusted Current Period RPTTF Requested Funding (I-J)	\$ 1,459,048
County Auditor Controller Reported Prior Period Adjustment to Current Period RPTTF Requested Funding		
L	Enforceable Obligations funded with RPTTF (E):	1,539,605
M	Less Prior Period Adjustment (Report of Prior Period Adjustments Column AA)	-
N	Adjusted Current Period RPTTF Requested Funding (L-M)	1,539,605

Certification of Oversight Board Chairman:
 Pursuant to Section 34177(m) of the Health and Safety code, I hereby
 certify that the above is a true and accurate Recognized Obligation
 Payment Schedule for the above named agency.

Name		Title
/s/		
Signature		Date

Recognized Obligation Payment Schedule (ROPS) 14-15A - ROPS Detail
July 1, 2014 through December 31, 2014
 (Report Amounts in Whole Dollars)

A	B	C	D	E	F	G	H	I	J	K					P			
										L						Six-Month Total		
										M							N	O
										Funding Source								
Non-Redevelopment Property Tax Trust Fund (Non-RPTTF)					RPTTF		Six-Month Total											
Item #	Project Name / Debt Obligation	Obligation Type	Contract/Agreement Execution Date	Contract/Agreement Termination Date	Payee	Description/Project Scope		Project Area	Total Outstanding Debt or Obligation	Retired	Bond Proceeds	Reserve Balance	Other Funds	Non-Admin	Admin			
1	2004 Tax Allocation Bonds	Bonds Issued On or Before 12/31/10	5/1/2004	5/1/2034	Wells Fargo	Bond issue to fund non-housing projects	Hayward Downtown	\$ 84,529,950	N	\$ -	\$ 2,369,097	\$ 347,589	\$ 1,414,305	\$ 125,000	\$ 4,256,290			
6	2006 Tax Allocation Bonds	Bonds Issued On or Before 12/31/10	6/1/2006	6/1/2036	Wells Fargo	Bond issue to fund non-housing projects	Hayward Downtown	20,531,894	N			275,003			\$ 275,003			
11	Repayment Agreement with City of Hayward	City/County Loans On or Before 6/27/11	9/23/1975	1/1/2050	City of Hayward	To fund start-up costs of Hayward Redevelopment Project Area	Hayward Downtown		Y						\$ -			
12	SERAF	Revenue Bonds Issued On or Before 12/31/10	9/3/2011	1/1/2050	Hayward Housing Authority	Loan for SERAF FY10 and FY11 payments	Hayward Downtown		Y						\$ -			
14	Foothill Façade Loans	Improvement/Infrastructure	3/9/2011	1/1/2050	Multiple Property Owners	Matching loan funds for property owners along Foothill Blvd for facade improvement program	Hayward Downtown	409,856	N		409,856				\$ 409,856			
15	Foothill Façade Loan Project Delivery Costs (Staff Costs/Legal Fees)	Project Management Costs	1/1/2014	6/30/2014	Successor Agency	Project Delivery Costs to implement Foothill Façade Loan Project	Hayward Downtown	6,051	N			6,051			\$ 6,051			
16	Employee Leave Liability	Unfunded Liabilities	2/1/2012	1/1/2050	Employees of Agency/Liability Fund	Leave balance payable/liability fund deposit for employee leave costs	Hayward Downtown	29,088	N		29,088				\$ 29,088			
17	PERS Liability	Unfunded Liabilities	2/1/2012	1/1/2050	Liability Fund	Liability Fund deposit for Agency employees PERS costs	Hayward Downtown	666,235	N		666,235				\$ 666,235			
18	OPEB Liability	Unfunded Liabilities	2/1/2012	1/1/2050	Liability Fund	Liability Fund deposit for Agency employees OPEB costs	Hayward Downtown	177,227	N		177,227				\$ 177,227			
20	Contract for Mission Blvd Spoolie Plan	Professional Services	11/17/2009	5/31/2015	Hall Alminano, Inc/Lamphear Gregory	Consultant to prepare specific plan for Mission Blvd corridor	Hayward Downtown	40,088	N		40,088				\$ 40,088			
21	Successor Agency Admin Allowance	Admin Costs	2/1/2012	1/1/2050	City of Hayward	Per ABX126, to cover administrative costs of Successor Agency	Hayward Downtown	125,000	N					125,000	\$ 125,000			
23	Contract for Security Alarm	Property Maintenance	7/11/2012	1/1/2050	ADT Security Services	Alarm Service for Cinema Place garage	Hayward Downtown	1,068	N			1,068			\$ 1,068			
25	Contract for Elevator Maint and Repair	Property Maintenance	7/11/2012	1/1/2050	Mitsubishi Electric	Cinema Place Elevator	Hayward Downtown	3,900	N			3,900			\$ 3,900			
27	Contract for Sweeping	Property Maintenance	7/11/2012	1/1/2050	Montgomery Sweeping Service	Cinema Place Garage Sweeping	Hayward Downtown	5,200	N			5,200			\$ 5,200			
29	Utilities	Property Maintenance	7/11/2012	1/1/2050	PGE	Cinema Place Garage Utilities	Hayward Downtown	13,280	N			13,280			\$ 13,280			
31	Utilities	Property Maintenance	7/11/2012	1/1/2050	City of Hayward	Cinema Place Water Utilities	Hayward Downtown	416	N			416			\$ 416			
35	Contract for Env Remediation Work	Remediation	6/5/2011	9/9/2013	TRC	Residual Burbank Site - Removal Action Work	Hayward Downtown	52,528	N		52,528				\$ 52,528			
36	Project Delivery Costs - Burbank Residual Site	Project Management Costs	1/1/2014	6/30/2014	City of Hayward (Successor Agency)	Finalize negotiation and execution of Purchase and Sale Agreement - staff project mgmt costs/legal fees	Hayward Downtown	3,804	N			3,804			\$ 3,804			
37	Property Disposition Costs - former Agency-held properties	Property Dispositions	1/1/2014	6/30/2014	City of Hayward (Successor Agency)	Staff project mgmt costs, legal fees, property mgmt costs, appraisal costs, other associated costs for property disposition	Hayward Downtown	85,348	N			28,889	46,459		\$ 85,348			
38	Contract for Env Remediation	Remediation	9/25/2009	8/30/2012	AMEC Geomatrix Inc.	Env Remediation - Cinema Place	Hayward Downtown	71,216	N		71,216				\$ 71,216			
40	Contract for Water Testing	Remediation	8/15/2012	1/1/2050	SWRCB	Water testing at Cinema Place - monitoring of site	Hayward Downtown	4,857	N		4,857				\$ 4,857			
41	AB1484 Audit Expenses	Dissolution Audits	7/1/2015	12/31/2013	Maze 3 Associates	Audit required by AB1484	Hayward Downtown	35,000	N			35,000			\$ 35,000			
46	2004 TAB Admin Fee FY 2014	Fees	5/1/2004	5/1/2034	Wells Fargo	Annual administrative fee for bond issuance	Hayward Downtown		Y						\$ -			
47	2004 TAB Admin Fee FY 2014	Fees	5/1/2004	5/1/2034	Willdan	Annual administrative fee for bond issuance	Hayward Downtown		Y						\$ -			
48	Repayment Agreement with City of Hayward	City/County Loans On or Before 6/27/11	9/23/1975	1/1/2050	City of Hayward	To fund start-up costs of Hayward Redevelopment Project Area	Hayward Downtown	6,426,422	N						\$ -			

Recognized Obligation Payment Schedule (ROPS) 14-15A - ROPS Detail
July 1, 2014 through December 31, 2014
 (Report Amounts in Whole Dollars)

A	B	C	D	E	F	G	H	I	J	K					P
										Funding Source					
										Non-Redevelopment Property Tax Trust Fund (Non-RPTTF)			RPTTF		
										Bond Proceeds	Reserve Balance	Other Funds	Non-Admin	Admin	
Item #	Project Name / Debt Obligation	Obligation Type	Contract/Agreement Execution Date	Contract/Agreement Termination Date	Payee	Description/Project Scope	Project Area	Total Outstanding Debt or Obligation	Retired						Six-Month Total
49	SERAF	SERAF/ERAF	8/3/2011	1/1/2060	Hayward Housing Authority	Loan for SERAF FY10 and FY11 payments	Hayward Downtown	3,879,516	N		720,000		349,456		\$ 1,069,856
50	Contract for Environmental Remediation (New Burbank School site)	Remediation	1/1/2014	6/30/2014	TRC	Payment for removal of environmental monitoring wells following DTSC clearance on new Burbank Elementary School site	Hayward Downtown	23,000	N		14,000		9,000		\$ 23,000
51	2006 TAB Admin Fee FY 2014	Fees	6/1/2006	6/1/2036	Wells Fargo	Annual administrative fee for bond issuance	Hayward Downtown	-	Y						\$ -
52	2006 TAB Admin Fee FY 2014	Fees	6/1/2006	6/1/2036	Willdan	Annual administrative fee for bond issuance	Hayward Downtown	-	Y						\$ -
53	Environmental Monitoring Expense	Remediation	1/1/2011	6/30/2014	DTSC	Regulatory monitoring fee associated with clean up work at new Burbank School construction	Hayward Downtown	2,917	N		2,917				\$ 2,917
55	South Hayward BART Project Management Expenses	Project Management Costs	1/1/2014	6/30/2014	John DeClercq	Project Delivery Costs to Implement South Hayward BART Transit Oriented Development Project	Hayward Downtown	-	Y						\$ -
56	South Hayward BART Project Management Expenses	Legal	1/1/2014	6/30/2014	Goldfarb Lipman	Project Delivery Costs to Implement South Hayward BART Transit Oriented Development Project	Hayward Downtown	-	Y						\$ -
57	South Hayward BART Project Management Expenses	Project Management Costs	1/1/2014	6/30/2014	City of Hayward (Housing Authority)	Project Delivery Costs to Implement South Hayward BART Transit Oriented Development Project	Hayward Downtown	-	Y						\$ -
58	Tennyson Preservation Maintenance	Property Maintenance	1/1/2014	6/30/2014	Tennyson Preservation Limited Partnership	Original loan agreement set aside \$300,000 for future capital maintenance expenses	Hayward Downtown	145,000	N		145,000				\$ 145,000
59	Cinema Place Pressure Washing	Property Maintenance	1/1/2014	6/30/2014	Webo	Unanticipated maintenance expense at Cinema Place parking garage	Hayward Downtown	1,108	N		1,108				\$ 1,108
60	2004 TAB Admin Fee FY 2015	Fees	5/1/2004	5/1/2034	Wells Fargo	Annual administrative fee for bond issuance	Hayward Downtown	2,000	N				2,000		\$ 2,000
61	2004 TAB Admin Fee FY 2015	Fees	5/1/2004	5/1/2034	Willdan	Annual administrative fee for bond issuance	Hayward Downtown	3,000	N				3,000		\$ 3,000
62	2006 TAB Admin Fee FY 2015	Fees	6/1/2006	6/1/2036	Wells Fargo	Annual administrative fee for bond issuance	Hayward Downtown	1,800	N				1,800		\$ 1,800
63	2006 TAB Admin Fee FY 2014	Fees	6/1/2006	6/1/2036	Willdan	Annual administrative fee for bond issuance	Hayward Downtown	700	N				700		\$ 700
64	Housing Authority Administrative Cost Allowance (Per AB 471)	Admin Costs	2/18/2014	7/1/2018	City of Hayward Housing Authority	Administrative cost allowance for Housing Authority pursuant to AB 471	Hayward Downtown	150,000	N				150,000		\$ 150,000

Recognized Obligation Payment Schedule (ROPS) 14-15A - Report of Cash Balances
(Report Amounts in Whole Dollars)

Pursuant to Health and Safety Code section 34177(f), Redevelopment Property Tax Trust Fund (RPTTF) may be listed as a source of payment on the ROPS, but only to the extent no other funding source is available or when payment from property tax revenues is required by an enforceable obligation.								
A	B	C	D	E	F	G	H	I
Cash Balance Information by ROPS Period		Fund Sources						Comments
		Bond Proceeds		Reserve Balance		Other	RPTTF	
		Bonds Issued on or before 12/31/10	Bonds Issued on or after 01/01/11	Prior ROPS period balances and DDR balances retained	Prior ROPS RPTTF distributed as reserve for next bond payment	Rent, Grants, Interest, Etc.	Non-Admin and Admin	
ROPS 13-14A Actuals (07/01/13 - 12/31/13)								
1	Beginning Available Cash Balance (Actual 07/01/13) Note that for the RPTTF, 1 + 2 should tie to columns J and O in the Report of Prior Period Adjustments (PPAs)			1,751,969			2,308,884	Beginning balance=4,060,853-Column H
2	Revenue/Income (Actual 12/31/13) Note that the RPTTF amounts should tie to the ROPS 13-14A distribution from the County Auditor-Controller during June 2013					347,589		
3	Expenditures for ROPS 13-14A Enforceable Obligations (Actual 12/31/13) Note that for the RPTTF, 3 + 4 should tie to columns L and Q in the Report of PPAs			54,251			1,384,868	
4	Retention of Available Cash Balance (Actual 12/31/13) Note that the RPTTF amount should only include the retention of reserves for debt service approved in ROPS 13-14A			1,114,835			843,462	* Need to retain PERS and OPEB liability amounts and Leave liability
5	ROPS 13-14A RPTTF Prior Period Adjustment Note that the RPTTF amount should tie to column S in the Report of PPAs.			No entry required			30,557	
6	Ending Actual Available Cash Balance C to G = (1 + 2 - 3 - 4), H = (1 + 2 - 3 - 4 - 5)	\$ -	\$ -	\$ 582,883	\$ -	\$ 347,589	\$ (3)	
ROPS 13-14B Estimate (01/01/14 - 06/30/14)								
7	Beginning Available Cash Balance (Actual 01/01/14) (C, D, E, G = 4 + 5, F = H4 + F4 + F6, and H = 5 + 6)	\$ -	\$ -	\$ 1,697,718	\$ 843,462	\$ 347,589	\$ 80,554	
8	Revenue/Income (Estimate 06/30/14) Note that the RPTTF amounts should tie to the ROPS 13-14B distribution from the County Auditor-Controller during January 2014						3,190,691	
9	Expenditures for 13-14B Enforceable Obligations (Estimate 06/30/14)			349,861			3,274,269	
10	Retention of Available Cash Balance (Estimate 06/30/14) Note that the RPTTF amounts may include the retention of reserves for debt service approved in ROPS 13-14B			619,527	843,462			
11	Ending Estimated Available Cash Balance (7 + 8 - 9 - 10)	\$ -	\$ -	\$ 728,331	\$ -	\$ 347,589	\$ (3,024)	

Recognized Obligation Payment Schedule (ROPS) 14-16A - Report of Prior Period Adjustments reported for the ROPS 13-14A (July 1, 2013 through December 31, 2013) Period Pursuant to Health and Family Code (HFC) section 34166 (a) (Report amounts in Whole Dollars)																																			
ROPS 13-14A Successor Agency (SA) Self-reported Prior Period Adjustments (PPA): Pursuant to HFC Section 34166 (a), SAs are required to report the differences between their actual available funding and their actual expenditures for the ROPS 13-14A (July through December 2013) period. The amount of Prior Period Adjustment (PPA) reported for the ROPS 14-16A (July through December 2014) period will be offset by the SA's self-reported ROPS 13-14A prior period adjustment. HFC Section 34166 (a) also specifies that the prior period adjustments self-reported by SAs are subject to audit by the County Auditor-Controller (CAC) and the State Controller.																				ROPS 13-14A CAC PPA: To be completed by the CAC upon submittal of the ROPS 14-16A by the SA to Finance and the CAC. Note that CACs will need to enter their PPA amounts at the item level pursuant to the manner in which they calculate the PPA. Also note that the admin amounts do not need to be listed in the list item level and may be entered as a lump sum.															
A	B	C	D	E	F	G	H	I	J	K	L	M	N	O	P	Q	R	S	T	U	V	W	X	Y	Z	AA									
Non-RPTTF Expenditures										RPTTF Expenditures										RPTTF Expenditures															
Bond Proceeds										Reserve Balance					Other Funds					Non-Admin					Admin					Net SA Non-Admin and Admin PPA (Amount Used to Offset ROPS 14-16A Requested RPTTF)			Net CAC Non-Admin and Admin PPA (Amount Used to Offset ROPS 14-16A Requested RPTTF)		
Item #	Project Name / Debt Obligation	Authorized	Actual	Authorized	Actual	Authorized	Actual	Authorized	Actual	Available RPTTF (ROPS 13-14A combined + all other available as of 12/31/13)	Net Lease of Authorized / Available	Actual	Difference (If K is less than L, the difference is zero)	Authorized	Actual	Available RPTTF (ROPS 13-14A deb + ad other available as of 12/31/13)	Net Lease of Authorized / Available	Actual	Difference (If total actual exceeds total authorized, the total difference is zero)	Net Difference (Net)	AA Comments	Net Lease of Authorized / Available	Actual	Difference	Net Lease of Authorized / Available	Actual	Difference	Net Difference							
41	AB1484 Adult Expenses		15,600					2,182,344	2,170,544	2,182,344	2,182,344	0	11,800	2,182,344	2,182,344	2,182,344	2,182,344	2,182,344	2,182,344	0															
42	Countywide Legal Services																																		
43	Crime Plan Maintenance Expense Repayment																																		
44	Crime Plan Maintenance Reserve FY12 Payment																																		
45	Crime Plan Maintenance Reserve FY13 Payment																																		
46	2013 TAB Admin Fee FY 2014																																		
47	2008 Tab Admin Fee FY 2014																																		
48	2008 Tab Admin Fee FY 2014																																		
49	Contract for Environmental Remediation (New Harbor District)							14,000	14,000	14,000	14,000	0	14,000	14,000	14,000	14,000	14,000	14,000	14,000	0															
50	2008 Tab Admin Fee FY 2014																																		
51	2008 Tab Admin Fee FY 2014																																		
52	Environmental Remediation Expenses							3,600	3,600	3,600	3,600	0	3,600	3,600	3,600	3,600	3,600	3,600	3,600	0															
53	Crime Plan Reserve Report							2,261	2,261	2,261	2,261	0	2,261	2,261	2,261	2,261	2,261	2,261	2,261	0															



CITY OF
HAYWARD
 HEART OF THE BAY

April 22, 2014

via e-mail

Michael Cohen, Director
 Department of Finance
 915 L Street, Suite 1125
 Sacramento, CA 95814-3706

RE: HAYWARD SUCCESSOR AGENCY ROPS 14-15A MEET AND CONFER

Thank you for the letter dated April 15, 2014 (the "Determination Letter"), and your approval of the items listed on the Recognized Obligation Payment Schedule for the period July 1, 2014 through December 31, 2014 ("ROPS 14-15A") submitted by the Hayward Successor Agency (the "Successor Agency"). With the exception of the items which are the subject of this letter, the Successor Agency considers the Determination Letter the final determination that the Department does not object to any of the other enforceable obligations listed on the ROPS 14-15A and that the Determination Letter can be relied upon as conclusive determination thereof by any person.

The Successor Agency desires to invoke its right to initiate the meet and confer process, under Health and Safety Code Section 34177(m), with regards to the "Disputed Items" summarized in Part A of this Letter.

A. SUMMARY OF DISPUTED ISSUE(S)

In the Determination Letter, the Department: (1) denies the request for distribution of \$150,000 attributed to Items 64 for the housing entity administrative cost allowance payable under Health and Safety Code Section 34176(p) (the "Housing Entity Administrative Cost Allowance"); and (2) reclassifies the payment source for the enforceable obligations listed as Line Items 1, 6, 15, 23, 25, 27, 29, 30, 36, 37, 49, 50, 60, 61, 62, and 63 of ROPS 14-15A (collectively, the "Reclassified Enforceable Obligations") from RPTTF funds to reserves and other funds.

B. BACKGROUND/HISTORY

Housing Entity Administrative Cost Allowance.

The City Council of the City of Hayward elected not to retain the responsibility of performing the housing functions of the former redevelopment agency. As a result of the City Council's election and the ensuing application of Health and Safety Code Section 34176(b)(2), the Housing Authority of the City of Hayward (the "Housing Authority") was mandated to perform the

OFFICE OF THE CITY MANAGER

777 B STREET, HAYWARD, CA 94541-5007

TEL: 510/583-4300 • FAX: 510/583-3601 • TDD: 510/247-3340

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housing functions of the former redevelopment agency. The Housing Authority does not have statutory authorization to decline to serve as the housing successor.

The redevelopment dissolution statutes required local housing authorities to assume the responsibility of performing the housing functions of dissolved redevelopment agencies under 34176(b)(2) and (b)(3), but did not provide any funding for local housing authorities to conduct such activities. As such, on February 18, 2014, the legislature enacted urgency legislation that authorizes "funds be allocated to cover the housing entity administrative cost allowance of a local housing authority that has assumed the housing duties of the former redevelopment agency."

Specifically, Section 34171(p) defines "housing entity administrative cost allowance" as an amount of up to 1 percent of the property tax allocated to the Redevelopment Obligation Retirement Fund on behalf of the successor agency for each applicable fiscal year, but not less than one hundred fifty thousand dollars (\$150,000) per fiscal year and makes those funds available from July 1, 2014 to July 1, 2018. Subsection 34171(p)(1) states that if a local housing authority assumed the housing functions of the former redevelopment agency pursuant to 34176(b)(2) or (3), then the housing entity administrative cost allowance shall be listed by the successor agency on the Recognized Obligation Payment Schedule and paid to the local housing authority on each January 2 and July 1.

Under Item 64, the Successor Agency requests a \$150,000 distribution of RPTTF to fund the housing entity administrative cost allowance payable to the Housing Authority under Health and Safety Code Section 34171(p) for FY2015, beginning July 1, 2014 through June 30, 2015.

Reclassified Enforceable Obligations.

The Oversight Board duly approved ROPS 14-15A in conformance with the requirements of Health and Safety Code Section 34177(l). The ROPS 14-15A requested an RPTTF distribution of \$2,482,193 to pay costs attributable to non-administrative enforceable obligations and \$125,000 to pay for the Successor Agency administrative cost allowance.

As part of the DOF's initial review of ROPS 14-15A, the Successor Agency was required to submit trial balances of the Successor Agency's accounts as of December 31, 2013 (the "Trial Balance"). As explained to the DOF Analyst, the Successor Agency Trial Balance reviewed by the DOF overstates the amount of available cash reserves. First, the Trial Balance must be adjusted to deduct the funds the Successor Agency is required to retain to fund enforceable obligations approved on previous ROPS, identified in Attachment I. In addition the Trial Balance must be adjusted to reflect authorized payments on enforceable obligations that were posted after the December 31, 2013 trial balance report was prepared and beginning on January 1, 2014, also summarized in Attachment I as part of the revised ROPS.

The DOF asserts that based on its review of the Trial Balance, the available cash balance on deposit with the Successor Agency included \$1,751,970 of reserve balances and \$347,589 in Other Funds balances. Other than the Housing Administrative Cost Allowance, the DOF

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determination letter did not challenge the validity or enforceability of any of the enforceable obligations on ROPS 14-15A. Instead, the DOF reclassified the source of payment for each of the obligations as summarized in Table 1 below.

Table 1 Reclassified ROPS 14-15A Enforceable Obligations

Item No.	RPTTF Requested	DOF Reclassification		
		Reserve Balance	Other Funds	RPTTF
1	\$851,791	\$271,567	\$347,589	\$232,635
6	\$275,003	\$275,003	-	-
15	\$6,051	\$6,051		
23	\$1,066	\$1,066		
25	\$3,900	\$3,900		
27	\$5,200	\$5,200		
29	\$13,260	\$13,260		
30	\$416	\$416		
36	\$3,804	\$3,804		
37	\$85,348	\$85,348		
49	\$1,069,855	\$1,069,855		
50	\$9,000	\$9,000		
60	\$2,000	\$2,000		
61	\$3,000	\$3,000		
62	\$1,800	\$1,800		
63	\$700	\$700		
Total	\$2,332,194.00	\$1,751,970.00	\$347,589.00	\$232,635.00

C. JUSTIFICATION

Housing Administrative Cost Allowance

The Housing Authority is entitled to receive the housing entity administrative cost allowance. The Successor Agency hereby invokes its right to initiate the meet and confer process under Health and Safety Code Section 34177(m) to challenge the DOF's determination that this is an unallowable request.

Health and Safety Code Section 34171(p) plainly and clearly states that, "If a local housing authority assumed the housing functions of the former redevelopment agency pursuant to paragraph (2) or (3) of subdivision (b) of Section 34176, then the housing entity administrative cost allowance shall be listed by the successor agency on the Recognized Obligation Payment Schedule..."

As a result of the City Council's election and the ensuing implementation of Health and Safety Code Section 34176(b)(2), the Housing Authority was mandated to perform the housing functions of the former redevelopment agency. The Housing Authority does not have statutory authorization to decline the obligation to perform those housing functions it is legally required to

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perform, but it also does not have sufficient funds to perform those obligations. In recognition of that unfunded state mandate, the Legislature adopted AB 471 as urgency legislation to, among other things, make the housing entity administrative cost allowance available to local housing authorities as early as July 1, 2014.

The DOF determination letter asserts that the housing entity administrative cost allowance is applicable only in cases where the city, county, or city and county that authorized the creation of the redevelopment agency elected to not assume the housing functions. The determination letter further states that because the housing entity is the City-formed housing authority which is operated under the Control of the City, the Housing Authority is considered the City under Section 34167.10 and is therefore not allowed to collect the housing entity administrative cost allowance.

The Housing Authority is a separate public body from the City of Hayward and was created by enactment of Section 34240. Health and Safety Code Section 34240 states: “In each county and city there is a public body corporate and politic known as the housing authority of the county or city. The authority shall not transact any business or exercise its powers unless, by resolution, the governing body of the county or city declares that there is need for an authority to function in it.” As required under Health and Safety Code Section 34240, the City Council of the City of Hayward adopted the resolution making the required findings and declaring the need for the authority to function in the City on May 29, 1946 (See Attachment II). Without that resolution, the statutorily created entity would not be allowed to transact business. Under Section 34240, the Housing Authority is created as a public body corporate and politic and the fact that the City Council adopted a resolution to activate the Housing Authority and serves as the governing board of the Housing Authority does not negate the separateness of the two legal entities.

Furthermore, the DOF’s reliance on Health and Safety Code Section 34167.10 to deny Item 64 is a clear misapplication of the law. Under 34171(p) IF a local housing authority assumed the housing functions of the former redevelopment agency pursuant to Health and Safety Code Section 34176(b)(2) or (b)(3) THEN the housing entity administrative cost allowance shall be listed by the successor agency on the Recognized Obligation Payment Schedule... The legislation does not qualify eligibility for the housing entity administrative cost allowance on the basis of the degree of control exerted by the local government. Section 34167.10 is a definition of how the term “city, county, or city and county” in Part 1.85 of the Health and Safety Code is required to be interpreted, but is not a definition of how the term “local housing authority” is required to be read or interpreted in Part 1.85. The entire purpose of AB 471 was to provide funding for local housing authorities that were involuntarily tasked with assuming the housing functions of the former redevelopment agencies. Section 34167.10 has no bearing on how the phrase “local housing authority” in Section 34171(p) is required to be interpreted—and the plain meaning of those words should be recognized by the DOF.

Reclassified Enforceable Obligations

The Housing Authority disagrees in part with the DOF’s determination of available balance of reserve funds and the corresponding reduction in RPTTF for the Reclassified Enforceable

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Obligations. The Successor Agency hereby invokes its right to initiate the meet and confer process under Health and Safety Code Section 34177(m).

The DOF asserts that based on its review of the Trial Balance, the available cash balance on deposit with the Successor Agency included \$1,751,970 of reserve balances and \$347,589 in Other Funds balances. Other than the Housing Administrative Cost Allowance, the DOF determination letter did not challenge the validity or enforceability of any of the enforceable obligations on ROPS 14-15A. The Successor Agency could not reconcile how the DOF reached its determination of available reserve balance. Without more information, the Successor Agency cannot identify how the DOF arrived at its determination of the available reserve balances. The Successor Agency respectfully requests that the DOF provide a detailed account of how the DOF arrived at the reserve balances cited in the determination letter.

The Successor Agency nonetheless conducted further examination of the trial balances and accounting ledgers of the Successor Agency's other funds and accounts to determine the source of the discrepancy and to identify any necessary adjustment. As mentioned above, the Successor Agency's available reserve balance must be adjusted. As staff reviewed and reconciled ROPS13-14B and ROPS 14-15A following receipt of the April 15 DOF letter, we identified errors in the listing of reserve balances that needed to be retained to fund enforceable obligations previously approved and for which RPTTF was distributed.

First, the reserve balance must be adjusted to deduct funds the Successor Agency is required to retain to fund enforceable obligations approved on previous ROPS and identified in Attachment I. As described in Attachment I, some of these obligations were inadvertently omitted from ROPS 14-15A. In addition, the Trial Balance must be adjusted to reflect authorized payments for enforceable obligations on an approved ROPS that were posted after the delivery of the Trial Balances submitted to the DOF, also summarized in Attachment I.

Based on the Successor Agency's review and the information provided in Attachment I, the Successor Agency agrees that \$2,716,686 of reserve balances could be used to pay some portion of the Reclassified Enforceable Obligations, but that the Successor Agency requires not less than \$1,459,048 in RPTTF distribution to avoid defaults on enforceable obligations during the period covered by ROPS 14-15A.

D. CONCLUSION

For the reasons stated in this letter, the Successor Agency requests that the Department reconsider its decisions with regards to the Disputed Items on ROPS 14-15A. We look forward to the opportunity to meet with the Department and hope that the discussion will lead to a quick resolution to the issues addressed herein.

In addition, we respectfully request that Hayward's Meet and Confer session be scheduled prior to May 5 (with the exclusion of Monday, April 28 – not an available meeting date). Key staff members are unavailable on Monday, April 28 and between May 5 – 19.

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Please contact Kelly McAdoo, Assistant City Manager, at (510) 583-4305 or via email at kelly.mcadoo@hayward-ca.gov if you have addition questions. Thank you in advance for your assistance in this matter.

Sincerely,



Kelly McAdoo, Assistant City Manager
on behalf of the Hayward Successor Agency

Attachments:

Attachment I	Revised ROPS 14-15A and reclassification of payment for enforceable obligations
Attachment II	Housing Authority Resolution, May 29, 1946

cc: Jennifer Rockwell, Chief Counsel, Department of Finance
Justyn Howard, Local Government Consultant, Department of Finance
Beliz Chappuie, Supervisor, Department of Finance
Todd Vermillion, Lead Analyst, Department of Finance
Tracy Vesely, Finance Director, City of Hayward
Carol Orth, Tax Analysis Division Chief, County Auditor-Controller,
County of Alameda
California State Controller's Office

ATTACHMENT I

Based on the Successor Agency's review and the information, the Successor Agency agrees that \$2,716,686 of reserve balances could be used to pay some portion of the Reclassified Enforceable Obligations, but that the Successor Agency requires not less than \$1,459,048 in RPTTF distribution to avoid defaults on enforceable obligations during the period covered by ROPS 14-15A.

This Attachment I list the necessary adjustments to the available reserve balance to (1) account for carry over of enforceable obligation payments and (2) to update payments made through April 2014.

1. Schedule of Approved ROPS Items

The following is a list of reserve balance funds required to make payments on enforceable obligations during the period covered by ROPS 14-15A. These items were accidentally omitted from ROPS 13-14B and ROPS 14-15A because of staff turnover, the resulting unfamiliarity of the dissolution process, and the mistaken belief that once an item was approved on a ROPS, carryover payments were not required to be listed on a subsequent ROPS. The Successor Agency has attached a revised ROPS 14-15A (Exhibit A) detailing the expected amounts of reserve balance funding that the Successor Agency is required to carry over to satisfy commitments that it expects to have to pay on enforceable obligations during both the ROPS 13-14B and ROPS 14-15A periods.

Item No.	RPTTF Requested	HAYWARD Proposed Reclassification		
		Reserve Balance	Other Funds	RPTTF
1	\$851,791	-	-	\$851,791
6	\$275,003	-	\$275,003	-
14	-	\$409,856		
15	\$6,051	-	\$6,051	
16	-	\$29,088		
17	-	\$666,235		
18	-	\$177,227		
20	-	\$40,066		
23	\$1,066	-	\$1,066	
25	\$3,900	-	\$3,900	
27	\$5,200	-	\$5,200	
29	\$13,260	-	\$13,260	
30	\$416	-	\$416	
35	-	\$52,528		
36	\$3,804	-	\$3,804	
37	\$85,348	-	\$38,889	46,459
38	-	\$71,216		
40	-	\$4,857		
41	-	\$35,000		
49	\$1,069,855	\$720,000		\$349,855
50	\$9,000	\$14,000		\$9,000

53	-	\$2,917		
58	-	\$145,000		
59	-	\$1,108		
60	\$2,000	-		\$2,000
61	\$3,000	-		\$3,000
62	\$1,800	-		\$1,800
63	\$700	-		\$700
Total	\$2,332,194.00	\$2,369,098.00	\$347,589.00	\$1,264,605.00

Recognized Obligation Payment Schedule (ROPS 14-16A) - Summary

Filed for the July 1, 2014 through December 31, 2014 Period

Name of Successor Agency: Hayward
 Name of County: Alameda

Current Period Requested Funding for Outstanding Debt or Obligation		Six-Month Total
Enforceable Obligations Funded with Non-Redevelopment Property Tax Trust Fund (RPTTF) Funding Sources (B+C+D):		
A	Bond Proceeds Funding (ROPS Detail)	\$ 2,716,686
B	Reserve Balance Funding (ROPS Detail)	-
C	Other Funding (ROPS Detail)	2,369,097
D	Enforceable Obligations Funded with RPTTF Funding (F+G):	347,589
E	Non-Administrative Costs (ROPS Detail)	\$ 1,539,605
F	Administrative Costs (ROPS Detail)	1,414,605
G	Current Period Enforceable Obligations (A+E):	125,000
H		\$ 4,256,291
Successor Agency Self-Reported Prior Period Adjustment to Current Period RPTTF Requested Funding		
I	Enforceable Obligations funded with RPTTF (E):	1,539,605
J	Less Prior Period Adjustment (Report of Prior Period Adjustments Column S)	(80,557)
K	Adjusted Current Period RPTTF Requested Funding (I-J)	\$ 1,459,048
County Auditor Controller Reported Prior Period Adjustment to Current Period RPTTF Requested Funding		
L	Enforceable Obligations funded with RPTTF (E)	1,539,605
M	Less Prior Period Adjustment (Report of Prior Period Adjustments Column AA)	-
N	Adjusted Current Period RPTTF Requested Funding (L-M)	1,539,605

Certification of Oversight Board Chairman:
 Pursuant to Section 34177(m) of the Health and Safety code, I hereby certify that the above is a true and accurate Recognized Obligation Payment Schedule for the above named agency.

 Name Title
 /s/ _____
 Signature Date

Recognized Obligation Payment Schedule (ROPS) 14-15A - ROPS Detail
July 1, 2014 through December 31, 2014
 (Report Amounts in Whole Dollars)

A	B	C	D	E	F	G	H	I	J	K					P						
										L						M	N	O			
										Funding Source									Non-Redevelopment Property Tax Trust Fund (Non-RPTTF)	RPTTF	
										Bond Proceeds	Reserve Balance	Other Funds	Non-Admin	Admin						Sht-Month Total	
Item #	Project Name / Debt Obligation	Obligation Type	Contract/Agreement Execution Date	Contract/Agreement Termination Date	Payee	Description/Project Scope	Project Area	Total Outstanding Debt or Obligation	Retired	Bond Proceeds	Reserve Balance	Other Funds	Non-Admin	Admin	Sht-Month Total						
1	2004 Tax Allocation Bonds	Bonds Issued On or Before 12/31/10	5/1/2004	5/1/2034	Wells Fargo	Bond issue to fund non-housing projects	Hayward Downtown	\$ 84,528,993	N	\$ -	\$ 2,359,037	\$ 347,589	\$ 1,414,805	\$ 125,000	\$ 4,256,290						
9	2009 Tax Allocation Bonds	Bonds Issued On or Before 12/31/10	6/1/2009	6/1/2036	Wells Fargo	Bond issue to fund non-housing projects	Hayward Downtown	20,531,894	N			275,003			\$ 275,003						
11	Repayment Agreement with City of Hayward	City/County Loans On or Before 6/27/11	8/23/1975	1/1/2050	City of Hayward	To fund start-up costs of Hayward Redevelopment Project Area	Hayward Downtown		Y						\$ -						
12	SERAF	Revenue Bonds Issued On or Before 12/31/10	8/3/2011	1/1/2050	Hayward Housing Authority	Loan for SERAF FY10 and FY11 payments	Hayward Downtown		Y						\$ -						
14	Foothill Façade Loans	Improvement/Infrastructure	3/9/2011	1/1/2050	Multiple Property Owners	Matching loan funds for property owners along Foothill Blvd for Façade improvement program	Hayward Downtown	408,866	N		408,866				\$ 408,866						
15	Foothill Façade Loan Project Delivery Costs (Rent/ Costs/Legal Fees)	Project Management Costs	1/1/2014	6/30/2014	Successor Agency	Project Delivery Costs to Implement Foothill Façade Loan Project	Hayward Downtown	6,051	N			6,051			\$ 6,051						
16	Employee Leave Liability	Unfunded Liabilities	2/1/2012	1/1/2050	Employees of Agency/Liability Fund	Leave balance payoffs/liability fund deposit for employee leave costs	Hayward Downtown	26,088	N		26,088				\$ 26,088						
17	PERS Liability	Unfunded Liabilities	2/1/2012	1/1/2050	Liability Fund	Liability Fund deposit for Agency employees PERS costs	Hayward Downtown	666,235	N		666,235				\$ 666,235						
18	OPEB Liability	Unfunded Liabilities	2/1/2012	1/1/2050	Liability Fund	Liability Fund deposit for Agency employees OPEB costs	Hayward Downtown	177,227	N		177,227				\$ 177,227						
20	Contract for Mission Blvd Speculo Plan	Professional Services	11/17/2009	5/31/2013	Hill Alminara, Inc/Lamphier Gregory	Consultant to prepare specific plan for Mission Blvd corridor	Hayward Downtown	40,066	N		40,066				\$ 40,066						
21	Successor Agency Admin Allowance	Admin Costs	2/1/2012	1/1/2050	City of Hayward	Per AB126 to cover administrative costs of Successor Agency	Hayward Downtown	125,000	N					125,000	\$ 125,000						
23	Contract for Security Alarm	Property Maintenance	7/1/2012	1/1/2050	ADT Security Services	Alarm Service for Cinema Place garage	Hayward Downtown	1,066	N			1,066			\$ 1,066						
25	Contract for Elevator Maint. and Repair	Property Maintenance	7/1/2012	1/1/2050	Mitsubishi Electric	Cinema Place Elevator	Hayward Downtown	3,900	N			3,900			\$ 3,900						
27	Contract for Sweeping	Property Maintenance	7/1/2012	1/1/2050	Montgomery Sweeping Service	Cinema Place Garage Sweeping	Hayward Downtown	5,200	N			5,200			\$ 5,200						
28	Utilities	Property Maintenance	7/1/2012	1/1/2050	PGE	Cinema Place Garage Utilities	Hayward Downtown	13,280	N			13,280			\$ 13,280						
31	Utilities	Property Maintenance	7/1/2012	1/1/2050	City of Hayward	Cinema Place Water Utilities	Hayward Downtown	416	N			416			\$ 416						
35	Contract for Env Remediation Work	Remediation	8/5/2011	8/8/2013	TRC	Residual Burbank Site - Removal Action Work	Hayward Downtown	52,528	N		52,528				\$ 52,528						
36	Project Delivery Costs - Burbank Remedial Site	Project Management Costs	1/1/2014	6/30/2014	City of Hayward (Successor Agency)	Finalize negotiation and execution of Purchase and Sale Agreement - staff project mgmt costs/legal fees	Hayward Downtown	3,804	N			3,804			\$ 3,804						
37	Property Disposition Costs - former Agency-held properties	Property Dispositions	1/1/2014	6/30/2014	City of Hayward (Successor Agency)	Staff project mgmt costs, legal fees, property report costs, appraisal costs, other associated costs for property disposition	Hayward Downtown	85,248	N			38,889	46,359		\$ 85,248						
38	Contract for Env Remediation	Remediation	6/25/2009	8/31/2012	AMEC Genmatrix Inc.	Env Remediation - Cinema Place	Hayward Downtown	71,218	N		71,218				\$ 71,218						
40	Contract for Water Testing	Remediation	6/15/2012	1/1/2050	BWRCE	Water testing at Cinema Place - monitoring of site	Hayward Downtown	4,857	N		4,857				\$ 4,857						
41	AB1484 Audit Expenses	Dissolution Audits	7/1/2013	12/31/2013	Maze & Associates	Audit required by AB1484	Hayward Downtown	35,000	N		35,000				\$ 35,000						
46	2004 TAB Admin Fee FY 2014	Fees	5/1/2004	5/1/2034	Wells Fargo	Annual administrative fee for bond issuance	Hayward Downtown		Y						\$ -						
47	2004 TAB Admin Fee FY 2014	Fees	5/1/2004	5/1/2034	Wells Fargo	Annual administrative fee for bond issuance	Hayward Downtown		Y						\$ -						
48	Repayment Agreement with City of Hayward	City/County Loans On or Before 6/27/11	8/23/1975	1/1/2050	City of Hayward	To fund start-up costs of Hayward Redevelopment Project Area	Hayward Downtown	8,426,422	N						\$ -						

EXHIBIT A

Recognized Obligation Payment Schedule (ROPS) 14-15A - ROPS Detail
July 1, 2014 through December 31, 2014
 (Report Amounts in Whole Dollars)

A	B	C	D	E	F	G	H	I	J	K					O	P
										Funding Source						
										Non-Redevelopment Property Tax Trust Fund (Non-RPTTF)			RPTTF			
										Bond Proceeds	Reserve Balance	Other Funds	Non-Admin	Admin		
49	SERAF	SERAF/SERAF	9/3/2011	1/1/2050	Hayward Housing Authority	Loan for SERAF FY10 and FY11 payments	Hayward Downtown	3,876,616	N		720,000		349,855		\$ 1,069,855	
50	Contract for Environmental Remediation (New Burbank School site)	Remediation	1/1/2014	6/30/2014	TRC	Payment for removal of environmental monitoring wells following DTSC clearance on new Burbank Elementary School site	Hayward Downtown	23,000	N		14,000		9,000		\$ 23,000	
51	2006 TAB Admin Fee FY 2014	Fees	6/1/2006	6/1/2036	Wells Fargo	Annual administrative fee for bond issuance	Hayward Downtown	-	Y						\$ -	
52	2006 TAB Admin Fee FY 2014	Fees	6/1/2006	6/1/2036	Willdan	Annual administrative fee for bond issuance	Hayward Downtown	-	Y						\$ -	
53	Environmental Monitoring Expenses	Remediation	1/1/2014	6/30/2014	DTSC	Regulatory monitoring fee associated with clean up work at new Burbank School construction	Hayward Downtown	2,917	N		2,917				\$ 2,917	
55	South Hayward BART Project Management Expenses	Project Management Costs	1/1/2014	6/30/2014	John DeClercq	Project Delivery Costs to Implement South Hayward BART Transit Oriented Development Project	Hayward Downtown	-	Y						\$ -	
56	South Hayward BART Project Management Expenses	Legal	1/1/2014	6/30/2014	Goldfarb Lipman	Project Delivery Costs to Implement South Hayward BART Transit Oriented Development Project	Hayward Downtown	-	Y						\$ -	
57	South Hayward BART Project Management Expenses	Project Management Costs	1/1/2014	6/30/2014	City of Hayward (Housing Authority)	Project Delivery Costs to Implement South Hayward BART Transit Oriented Development Project	Hayward Downtown	-	Y						\$ -	
58	Tennyson Preservation Maintenance	Property Maintenance	1/1/2014	6/30/2014	Tennyson Preservation Limited Partnership	Original loan agreement set aside \$300,000 for future capital maintenance expenses	Hayward Downtown	145,000	N		145,000				\$ 145,000	
59	Cinema Place Pressure Washing	Property Maintenance	1/1/2014	6/30/2014	Wehrco	Unanticipated maintenance expense at Cinema Place parking garage	Hayward Downtown	1,108	N		1,108				\$ 1,108	
60	2004 TAB Admin Fee FY 2015	Fees	5/1/2004	5/1/2034	Wells Fargo	Annual administrative fee for bond issuance	Hayward Downtown	2,000	N				2,000		\$ 2,000	
61	2004 TAB Admin Fee FY 2015	Fees	5/1/2004	5/1/2034	Willdan	Annual administrative fee for bond issuance	Hayward Downtown	3,000	N				3,000		\$ 3,000	
62	2006 TAB Admin Fee FY 2015	Fees	6/1/2006	6/1/2036	Wells Fargo	Annual administrative fee for bond issuance	Hayward Downtown	1,800	N				1,800		\$ 1,800	
63	2006 TAB Admin Fee FY 2014	Fees	6/1/2006	6/1/2036	Willdan	Annual administrative fee for bond issuance	Hayward Downtown	700	N				700		\$ 700	
64	Housing Authority Administrative Cost Allowance (Per AB 471)	Admin Costs	2/18/2014	7/1/2018	City of Hayward Housing Authority	Administrative cost allowance for Housing Authority pursuant to AB 471	Hayward Downtown	150,000	N				150,000		\$ 150,000	

Recognized Obligation Payment Schedule (ROPS) 14-15A - Report of Cash Balances
(Report Amounts in Whole Dollars)

Pursuant to Health and Safety Code section 34177(l), Redevelopment Property Tax Trust Fund (RPTTF) may be listed as a source of payment on the ROPS, but only to the extent no other funding source is available or when payment from property tax revenues is required by an enforceable obligation.									
A	B	C	D	E	F	G	H	I	
Cash Balance Information by ROPS Period		Fund Sources						Comments	
		Bond Proceeds		Reserve Balance		Other	RPTTF		
		Bonds Issued on or before 12/31/10	Bonds Issued on or after 01/01/11	Prior ROPS period balances and DDR balances retained	Prior ROPS RPTTF distributed as reserve for next bond payment	Rent, Grants, Interest, Etc.	Non-Admin and Admin		
ROPS 13-14A Actuals (07/01/13 - 12/31/13)									
1	Beginning Available Cash Balance (Actual 07/01/13) Note that for the RPTTF, 1 + 2 should tie to columns J and O in the Report of Prior Period Adjustments (PPAs)			1,751,969			2,308,884	Beginning balance=4,060,853-Column H	
2	Revenue/Income (Actual 12/31/13) Note that the RPTTF amounts should tie to the ROPS 13-14A distribution from the County Auditor-Controller during June 2013					347,589			
3	Expenditures for ROPS 13-14A Enforceable Obligations (Actual 12/31/13) Note that for the RPTTF, 3 + 4 should tie to columns L and Q in the Report of PPAs			54,251			1,384,868		
4	Retention of Available Cash Balance (Actual 12/31/13) Note that the RPTTF amount should only include the retention of reserves for debt service approved in ROPS 13-14A			1,114,835			843,462	* Need to retain PERS and OPEB liability amounts and Leave liability	
5	ROPS 13-14A RPTTF Prior Period Adjustment Note that the RPTTF amount should tie to column S in the Report of PPAs.	No entry required						30,557	
6	Ending Actual Available Cash Balance C to G = (1 + 2 - 3 - 4), H = (1 + 2 - 3 - 4 - 5)	\$ -	\$ -	\$ 582,883	\$ -	\$ 347,589	\$ (3)		
ROPS 13-14B Estimate (01/01/14 - 06/30/14)									
7	Beginning Available Cash Balance (Actual 01/01/14) (C, D, E, G = 4 + 6, F = H4 + F4 + F6, and H = 5 + 6)	\$ -	\$ -	\$ 1,697,718	\$ 843,462	\$ 347,589	\$ 80,554		
8	Revenue/Income (Estimate 06/30/14) Note that the RPTTF amounts should tie to the ROPS 13-14B distribution from the County Auditor-Controller during January 2014						3,190,691		
9	Expenditures for 13-14B Enforceable Obligations (Estimate 06/30/14)			349,861			3,274,269		
10	Retention of Available Cash Balance (Estimate 06/30/14) Note that the RPTTF amounts may include the retention of reserves for debt service approved in ROPS 13-14B			619,527	843,462				
11	Ending Estimated Available Cash Balance (7 + 8 - 9 -10)	\$ -	\$ -	\$ 728,331	\$ -	\$ 347,589	\$ (3,024)		

EXHIBIT A

Recognized Obligation Payment Schedule (ROPS) 14-15A - Report of Prior Period Adjustments Reported for the ROPS 13-14A (July 1, 2013 through December 31, 2013) Period Pursuant to Health and Safety Code (HSC) section 34166 (a) (Report Amounts in Whole Dollars)																															
ROPS 13-14A Successor Agency (SA) Self-reported Prior Period Adjustments (PPA): Pursuant to HSC Section 34166 (a), SAs are required to report the differences between their actual available funding and their actual expenditures for the ROPS 13-14A (July through December 2013) period. The amount of Redevelopment Property Tax Trust Funds (RPTTF) approved for the ROPS 14-15A (July through December 2014) period will be offset by the SA's self-reported ROPS 13-14A prior period adjustment. HSC Section 34166 (a) also specifies that the prior period adjustment, self-reported by SAs are only... (1) to offset by the county auditor-controller (CAC) and the State Controller. ROPS 13-14A CAC PPA: To be completed by the CAC upon submittal of the ROPS 14-15A by the SA to Finance and the CAC. Make that CAC's... (2) to enter their own formative of the line item level pursuant to the manner in which they calculate the PPA. Also note that the admin amount do not need to be listed at the line item level and may be entered as a lump sum.																															
A	B	C	D	E	F	G	H	I	J	K	L	M	N	O	P	Q	R	S	T	U	V	W	X	Y	Z	AA					
Non-RPTTF Expenditures																			RPTTF Expenditures							RPTTF Expenditures					
Base Proceeds Reserve Balance Other Funds Non-Admin Admin Net SA Non-Admin and Admin PPA (Amount Used to Offset ROPS 14-15A Requested RPTTF)																			Net SA Non-Admin and Admin PPA (Amount Used to Offset ROPS 14-15A Requested RPTTF)												
Row #	Project Name / Code Description	Authorized	Actual	Authorized	Actual	Authorized	Actual	Authorized	Actual	Available RPTTF (ROPS 13-14A) (disbursed + all other available as of 07/01/13)	Net Least of Authorized / Available	Actual	Difference (If ROPS 13-14A, the difference is zero)	Authorized	Actual	Available RPTTF (ROPS 13-14A) (disbursed + all other available as of 07/01/13)	Net Least of Authorized / Available	Actual	Difference (If total actual exceeds total authorized, the total difference is zero)	Net Difference (R-1)	BA Comments	Net Least of Authorized / Available	Actual	Difference	Net Least of Authorized / Available	Actual	Difference	Net Difference			
1	2001 Tax Admin. Admin	0	0	1,172,885	0	0	0	0	0	2,182,584	0	0	0	0	0	0	0	0	0	0	0										
2	2004 TAB Admin									857,270	0	0	0	0	0	0	0	0	0	0	0										
3	2004 TAB Admin (no RPTTF)									0	0	0	0	0	0	0	0	0	0	0	0										
4	2004 TAB Admin (no RPTTF)									0	0	0	0	0	0	0	0	0	0	0	0										
5	2004 TAB Admin (no RPTTF)									0	0	0	0	0	0	0	0	0	0	0	0										
6	2008 TAB Admin									378,653	0	0	0	0	0	0	0	0	0	0	0										
7	2008 TAB Admin (no RPTTF)									0	0	0	0	0	0	0	0	0	0	0	0										
8	2008 TAB Admin (no RPTTF)									0	0	0	0	0	0	0	0	0	0	0	0										
9	2008 TAB Admin (no RPTTF)									0	0	0	0	0	0	0	0	0	0	0	0										
10	2008 TAB Admin (no RPTTF)									0	0	0	0	0	0	0	0	0	0	0	0										
11	Repayment Agreement with City of Escondido									0	0	0	0	0	0	0	0	0	0	0	0										
12	SRRA									0	0	0	0	0	0	0	0	0	0	0	0										
13	Contract for Reservoir									0	0	0	0	0	0	0	0	0	0	0	0										
14	Contract for Reservoir									0	0	0	0	0	0	0	0	0	0	0	0										
15	Contract for Reservoir									0	0	0	0	0	0	0	0	0	0	0	0										
16	Contract for Reservoir									0	0	0	0	0	0	0	0	0	0	0	0										
17	Contract for Reservoir									0	0	0	0	0	0	0	0	0	0	0	0										
18	Contract for Reservoir									0	0	0	0	0	0	0	0	0	0	0	0										
19	Contract for Reservoir									0	0	0	0	0	0	0	0	0	0	0	0										
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31	Contract for Reservoir									0	0	0	0	0	0	0	0	0	0	0	0										
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33	Contract for Reservoir									0	0	0	0	0	0	0	0	0	0	0	0										
34	Contract for Reservoir									0	0	0	0	0	0	0	0	0	0	0	0										
35	Contract for Reservoir									0	0	0	0	0	0	0	0	0	0	0	0										
36	Contract for Reservoir									0	0	0	0	0	0	0	0	0	0	0	0										
37	Contract for Reservoir									0	0	0	0	0	0	0	0	0	0	0	0										
38	Contract for Reservoir									0	0	0	0	0	0	0	0	0	0	0	0										
39	Contract for Reservoir									0	0	0	0	0	0	0	0	0	0	0	0										
40	Contract for Reservoir									0	0	0	0	0	0	0	0	0	0	0	0										

Reorganized Obligation Payment Schedule (ROPS) 14-18A - Report of Prior Period Adjustments Reported for the ROPS 14-18A (July 1, 2013 through December 31, 2013) Period Pursuant to Health and Safety Code (HSC) Section 34158 (a) (Please Print Name in Title Below)																												
ROPS 14-18A Successor Agency (SA) Self-reported Prior Period Adjustments (PPA): Pursuant to HSC Section 34158 (a), SAs are required to report the differences between their actual available funding and their actual expenditures for the ROPS 13-14A (July through December 2013) period. The amount of Prior Period Property Tax Fund (PPPTF) approved for the ROPS 14-18A (July through December 2014) period will be offset by the SA's self-reported ROPS 13-14A prior period adjustment. HSC Section 34158 (a) also requires that the prior period adjustments self-reported by SAs are subject to audit by the county auditor-controller (CAC) and the State Controller. ROPS 13-14A CAC PPA: To be completed by the CAC agent on behalf of the ROPS 14-18A by the SA to Finance and the CAC. Note that CAC's bill of sale their own knowledge of the same level amount to the amount to which they calculate the PPA. A-1's note that the actual amounts do not need to be listed at the item level and may be entered as a lump sum.																												
A	B	C	D	E	F	G	H	I	J	K	L	M	N	O	P	Q	R	S	T	U	V	W	X	Y	Z	AA		
Item #	Project Name / Description	Non-RPTTF Expenditures										RPTTF Expenditures										Net SA Non-Admin and Admin PPA (Amount Used to Offset ROPS 14-18A Reported RPTTF)	RPTTF Expenditures					
		Bond Proceeds		Reserve Balances		Other Funds		Non-Admin		Admin		Net SA Non-Admin and Admin PPA (Amount Used to Offset ROPS 14-18A Reported RPTTF)		Rep. Admin CAC			Admin CAC			Net CAC Non-Admin and Admin PPA (Amount Used to Offset ROPS 14-18A Reported RPTTF)								
		Authorized	Actual	Authorized	Actual	Authorized	Actual	Authorized	Actual	Authorized	Actual	Authorized	Actual	Authorized	Actual	Authorized	Actual	Authorized	Actual	Authorized	Actual		Authorized	Actual	Authorized	Actual	Authorized	Actual
		\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	
41	2014-14 Admin (2013)			1,528,000	14,281			2,184,000	14,844	1,153,854	1,153,854	80,545	20,000	255,620	128,600	128,600	128,600	128,600										
42	2014-14 Bond (2013)																											
43	2014-14 Bond (2013)																											
44	2014-14 Bond (2013)																											
45	2014-14 Bond (2013)																											
46	2014-14 Bond (2013)																											
47	2014-14 Bond (2013)																											
48	2014-14 Bond (2013)																											
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61	2014-14 Bond (2013)																											
62	2014-14 Bond (2013)																											
63	2014-14 Bond (2013)																											
64	2014-14 Bond (2013)																											

ATTACHMENT II

BE IT KNOWN that we the undersigned members of the City Council of the City of Hayward do hereby consent to holding of a SPECIAL MEETING of the City Council of the City of Hayward, May 31, 1946, at the hour of two (2) O'clock P.M. in the Council Chamber in the City Hall of the City of Hayward, County of Alameda, State of California, that being the usual place of meeting of the City Council of the City of Hayward for the transaction of the following business:

1. To consider if there is need to procure structures, equipment, material or other facilities for the purposes of Title V of Lanham Act and temporary dwelling accommodations to be made available to persons of low income at rentals they can afford, and if necessary to adopt a resolution declaring such need and to direct and authorize execution of contract pertaining and relating to ways and means of procuring and procuring such dwelling accommodations
2. To consider if there is need of a Housing Authority in the City of Hayward and if necessary to adopt a resolution declaring the need of a Housing Authority in the City of Hayward and to adopt a resolution appointing a Commissioners of the Housing Authority of the City of Hayward and designating the first Chairman.
3. To consider, act upon and do any and all acts and take and adopt resolutions and order the doing of all things and acts necessary and legally required to be done pertaining to or relating to the obtaining of such dwelling accommodations, mentioned in paragraph 1 hereabove and to provide funds for and to obtain funds from the State of California or the Government of the United States to aid in paying the expenses connected with or to be incurred in connection therewith.

DATED: May 31, 1946.

W. L. Wilson
A. J. Miller
James F. Dixon
John W. Head
John M. Halland

ATTACHMENT II

BE IT KNOWN that we the undersigned members of the City Council of the City of Hayward do hereby consent to holding of a SPECIAL MEETING of the City Council of the City of Hayward, May 29, 1946, at the hour of ten (10) o'clock A.M. in the Council Chamber in the City Hall of the City of Hayward, County of Alameda, State of California, that being the usual place of meeting of the City Council of the City of Hayward for the transaction of the following business:

1. To consider if there is need to procure structures, equipment, material or other facilities for the purposes of Title V of Lanham Act and temporary dwelling accommodations to be made available to persons of low income at rentals they can afford, and if necessary to adopt a resolution declaring such need and to direct and authorize execution of contract pertaining and relating to ways and means of procuring and procuring such dwelling accommodations
2. To consider if there is need of a Housing Authority in the City of Hayward and if necessary to adopt a resolution declaring the need of a Housing Authority in the City of Hayward and to adopt a resolution appointing the Commissioners of the Housing Authority of the City of Hayward and designating the first Chairman.
3. To consider, and upon and do any and all acts and take and resolutions adopt/and order the doing of all things and acts necessary and legally required to be done pertaining to or relating to the obtaining of such dwelling accommodations, mentioned in paragraph 1 hereabove and to provide funds for and to obtain funds from the State of California on the Government of the United States to aid in paying the expenses connected with or to be incurred in connection therewith.

DATED: May 29, 1946

John J. Ireland
John J. Ireland
John J. Ireland
William D. Wilson
John J. Ireland

That the City Council of the City of Hayward hereby determines, finds, and declares, that:

1. Insanitary and unsafe inhabited dwelling accommodations exist in the City of Hayward and in the communities adjacent and contiguous to the City of Hayward, Alameda County, California.
2. That there is a shortage of safe and sanitary dwelling accommodations in the City of Hayward and in the communities adjacent and contiguous to the City of Hayward, Alameda County, California, available to persons of low income at rentals they can afford.
3. That there is need that the City of Hayward procure structures, equipment, material, or other facilities available or made available to said City for the purposes of Title V of the Lanham Act and temporary dwelling accommodations consisting of approximately 50 family dwelling units and dormitory accommodations for approximately (none) single persons in and about the locality of the City of Hayward, and provide and make the same available for rent to persons of low income at rentals they can afford.
4. This resolution is declared to be an urgency measure necessary for the immediate preservation of the public, peace, health or safety within the meaning of Section I of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

There exists an extreme shortage in housing in this State. Many thousands of veterans have been discharged from the military service and many more will be discharged in the near future. Many such veterans and other persons are unable to find housing for themselves or their families and by reason thereof are being compelled to live in unsafe, insanitary and congested dwellings. The immediate adoption of this resolution will enable the City of Hayward to procure surplus government properties and provide suitable housing facilities for such persons and will enable many veterans and their families to readjust themselves to civil life and permit the veterans to resume their place in the community and conduct their employment without worry as to health, sanitary condition and welfare of their families. It is therefore necessary that this resolution take effect immediately.

5. That John D. Haar, as Mayor of the City of Hayward, and Irene Templeton Jamieson, as City Clerk of the City of Hayward, be and they are hereby directed and authorized to execute in the name of and on behalf of the City of Hayward, any and all contracts, agreements, and such other instruments in writing as may be necessary and acquired by the Government of the United States, or any of its duly empowered and authorized authorities, agencies or commissions to fully effectuate and carry out, as provided by law, the true intent, purpose and contemplation of this Resolution.

The motion to adopt said resolution was seconded by Councilman Wilson, and upon roll call the following members of said City Council voted

A YES:

COUNCILMEN Holland, Phillips, Silva, Wilson and Haar.

NAY:

COUNCILMEN None. ABSENT: COUNCILMEN None.

Thereupon the Mayor declared said resolution duly adopted and passed.

Councilmen Phillips, then moved that said Resolution No. 1668 N.S. go into effect immediately, as provided in Section 4 thereof, which Section was then read in full. The motion was seconded by Councilman Wilson, and thereupon the Mayor put the question on the adoption of said motion and upon roll call the following voted

YEA: Councilmen Holland, Phillips, Silva, Wilson and Haar.

NAY: Councilmen None. ABSENT: COUNCILMEN None.

Whereupon the Mayor stated that said motion had received the affirmative vote of more than four-fifth (4/5) of members of the City Council and declared the same duly adopted.

The following resolution was introduced by Councilman Phillips, who moved its adoption:

RESOLUTION NO. 1669 N.S.

A RESOLUTION DECLARING THE NEED OF A HOUSING AUTHORITY IN THE CITY OF HAYWARD.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HAYWARD, a Municipal corporation of the sixth class, duly organized and existing under and by virtue of the Constitution and the laws of the State of California, and located in the County of Alameda, State of California.

That the City Council of the City of Hayward hereby determines, finds and declares, in pursuance of the "Housing Authorities Law" of the State of California, that:

1. Insanitary and unsafe inhabited dwelling accommodations exist in the City of Hayward and in the communities adjacent and contiguous to the City of Hayward, Alameda County, California.
2. That there is a shortage of safe and sanitary dwelling accommodations in the City of Hayward and in the communities adjacent and contiguous to the City of Hayward, Alameda County, California, available to persons of low income at rentals they can afford.
3. That there is need for a Housing Authority in the City of Hayward.
4. This resolution is declared to be an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Section 1 of Article IV of the Constitution and shall therefore go into immediate effect. A statement of the facts constituting such necessity is as follows:

There exists an extreme shortage in housing in this State. Many thousands of veterans have been discharged from the military service and many more will be discharged in the near future. Many such veterans and other persons are unable to find housing for themselves or their families and by reason thereof are being compelled to live in unsafe, insanitary and congested dwellings. The immediate adoption of this resolution will enable the City of Hayward to procure surplus government properties and provide suitable housing facilities for such persons and will enable many veterans and their families to readjust themselves to civil life and permit the veterans to resume their place in the community and conduct their employment without worry as to the health, sanitary condition and welfare of their families. It is therefore necessary that this resolution take effect immediately.

The motion to adopt said resolution was seconded by Councilman Silva, and upon roll call the following members of said City Council voted
YEA: COUNCILMEN Holland, Phillips, Silva, Wilson and Haar.
NAY: COUNCILMEN None. ABSENT, COUNCILMEN None.

Whereupon the Mayor declared said resolution duly adopted and passed.

Councilman Holland then moved that said Resolution No. 1669 N.S. go into effect immediately, as provided in Section 4 thereof, which Section was then read in full. The motion was seconded by Councilman Phillips, and thereupon the Mayor put the question on the adoption of said motion, and upon roll call the following voted:
YEA: COUNCILMEN Holland, Phillips, Silva, Wilson and Haar.
NAY: COUNCILMEN None. ABSENT, COUNCILMEN None.

Whereupon the Mayor stated that said motion had received the affirmative vote of more than four-fifths (4/5) of the members of the City Council and declared the same duly adopted.

The following resolution was introduced by Councilman Holland, who moved its adoption:

RESOLUTION NO. 1670 N.S.
A RESOLUTION APPOINTING THE COMMISSIONERS
OF THE HOUSING AUTHORITY OF THE CITY OF
HAYWARD, DESIGNATING THE FIRST CHAIRMAN.

WHEREAS, the City Council of the City of Hayward, a municipal corporation of the sixth class, located in the County of Alameda, State of California, held a duly authorized special meeting on the 31st day of May, 1946; and
WHEREAS, at said meeting the following resolution was passed and adopted:

"BE IT RESOLVED by the City Council of the City of Hayward, a municipal corporation of the sixth class, duly organized and existing under and by virtue of the Constitution and the laws of the State of California, and located in the County of Alameda, State of California:
That the City Council of the City of Hayward hereby determine, finds and declares in pursuance of the "Housing Authorities Law" of the State of California, that:

1. Insanitary and unsafe inhabited dwelling accommodations exist in the City of Hayward and in the communities adjacent and contiguous to the City of Hayward, Alameda County, California.
2. That there is a shortage of safe and sanitary dwelling accommodations in the City of Hayward and in the communities adjacent and contiguous to the City of Hayward, Alameda County, California, available to persons of low income at rentals they can afford;
3. That there is need for a Housing Authority in the City of Hayward, California.
4. This resolution is declared to be an urgency measure necessary for the immediate preservation of the public peace, health and safety within the meaning of Section I of Article IV of the Constitution and shall therefore be into immediate effect. A Statement of the facts constituting such necessity is as follows:

There exists an extreme shortage in housing in this State. Many thousands of veterans have been discharged from the military service and many more will be discharged in the near future. Many such veterans and other persons are unable to find housing for themselves or their families and by reason thereof are being compelled to live in unsafe, insanitary and congested dwellings. The immediate adoption of this resolution will enable the City of Hayward to procure surplus government properties and provide suitable housing facilities for such persons and will enable many veterans and their families to readjust themselves to civil life and permit the veterans to resume their place in the community and conduct their employment without worry as to health, sanitary condition and welfare of their families. It is therefore necessary that this resolution take effect immediately."

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hayward, a municipal corporation of the sixth class, located in the County of Alameda, State of California:

1. That pursuant to the provisions of Section of the "Housing Authorities Law" of the State of California, the five (5) persons hereinafter named are hereby appointed to serve as Commissioners of the Housing Authority of the City of Hayward, and to serve for the number of years appearing after their names, respectively, from the date of this resolution.

HARRY J. SMYTHE.....One Year
 EDWARD C. FRIEDRICKS.....Two Years
 FRANK L. DEMO.....Three Years
 GEORGE P. SIMONDS.....Four Years
 JOHN E. FERRY.....FOUR Years

2. That GEORGE P. SIMONDS is hereby designated as the first Chairman of the Housing authority of the City of Hayward.

Councilman Wilson moved that the foregoing resolution be adopted and read, which motion was seconded by Councilman Holland and upon roll call the "AYES" and "NAYS" were as follows:

AYES: COUNCILMEN Holland, Phillips, Silva, Wilson and Haar.
 NAYS: COUNCILMEN None
 ABSENT: COUNCILMEN None.

The mayor thereupon declared said motion carried and said resolution adopted.

Councilman Holland then moved that said Resolution go into effect immediately, as provided in Section 4, thereof, which Section was then read in full. The motion was seconded by Councilman Wilson and thereupon the Mayor put the question on the adoption of said motion, and upon roll call the "AYES" AND "NAYS" were as follows:

AYES: COUNCILMEN Holland, Phillips, Silva, Wilson and Haar.
 NAYS: COUNCILMEN None.
 ABSENT: COUNCILMEN None.

WHEREUPON the Mayor stated that said motion had received the affirmative vote of more than four-fifth (4/5) of the members of the City Council and declared the same duly adopted this 31st day of May, 1946.

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ATTACHMENT II

CONSENT OF COUNTY BOARD OF SUPERVISORS

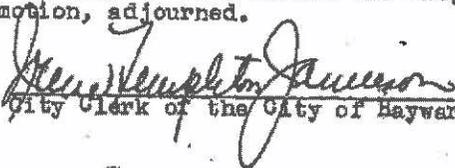
It was moved by Councilman Holland, seconded by Councilman Wilson that City Attorney White prepare resolution requesting permission from Alameda County Board of Supervisors for permission to have erected and maintain 50 Veterans Housing Units on certain 22 acres of land adjacent to the City of Hayward. Motion carried.

DISCHARGE OLD VETERANS HOUSING COMMITTEE

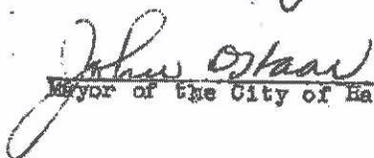
City Clerk was instructed to write to the old members of the Veterans Housing Committee thanking them for their part in causing Veterans Housing Project for Hayward.

ADJOURNMENT

There being no further business to come before the City Council, the meeting was, upon motion, adjourned.


 City Clerk of the City of Hayward.

APPROVED: June 3, 1946


 Mayor of the City of Hayward.