



44933 North Fern Avenue, Lancaster, CA 93534  
Chair Elizabeth Brubaker, Vice Chairman Dr. David Vierra,  
Board Member Mazie Brewington, Board Member Larry Levin,  
Board Member Sandy Smith, Board Member Jim Vose,  
Board Member John Walker

## **LANCASTER SUCCESSOR AGENCY OVERSIGHT BOARD REGULAR MEETING AGENDA**

**Tuesday**

**April 16, 2013**

Meeting – **4:00 p.m.**

Council Chambers – Lancaster City Hall

The City Clerk hereby declares the agenda was posted  
by 5:00 p.m. on Friday, April 12, 2013  
at the entrance to the Lancaster City Hall Council Chambers.

### **CALL TO ORDER**

### **ROLL CALL**

Board Members: Brewington, Levin, Smith, Vose, Walker; Vice Chairman Vierra; Chair Brubaker

### **PLEDGE OF ALLEGIANCE**

### **AGENDA ITEMS TO BE REMOVED**

Sometimes it is necessary to remove items from the agenda. We apologize for any inconvenience this may cause you.

### **PUBLIC BUSINESS FROM THE FLOOR - AGENDIZED ITEMS**

Any person who would like to address the Lancaster Successor Agency Oversight Board on any agendized item is requested to complete a speaker card for the City Clerk and identify the agenda item you would like to discuss. Each person will be given an opportunity to address the Lancaster Successor Agency Oversight Board at the time such item is discussed. Speaker cards are available at the rear of the Council Chambers and your speaker card must be filled out *prior* to the agenda item being called. We respectfully request that you fill the cards out completely and print as clearly as possible. Following this procedure will allow for a smooth and timely process for the meeting and we appreciate your cooperation. *Individual speakers are limited to three (3) minutes each.*

Consent Calendar items may be acted upon with one motion, a second and the vote. If you desire to speak on an item or items on the Consent Calendar, you may fill out one speaker card for the Consent Calendar. You will be given three minutes to address your concerns before the Lancaster Successor Agency Oversight Board takes action on the Consent Calendar.

**LANCASTER SUCCESSOR AGENCY OVERSIGHT BOARD  
REGULAR MEETING AGENDA  
TUESDAY, APRIL 16, 2013**

**PRESENTATION**

Receive Update on Housing Asset Transfer

**MINUTES**

**M 1.** Adopt **Resolution No. OB 07-13**, approving the Lancaster Successor Agency Oversight Board Special Meeting minutes of February 26, 2013.

**NEW BUSINESS**

**NB 1.** Loan between the Lancaster Successor Agency and the City of Lancaster for Enforceable Obligations for the Period January – June 2013

Recommendation:

Adopt **Resolution No. OB 08-13**, establishing the terms and conditions and authorizing the execution of a promissory note in favor of the City of Lancaster for the distribution of funds to the Lancaster Successor Agency for enforceable obligations for the period January to June 2013 pursuant to H & S Code Section 34173(h).

**NB 2.** Loan Amortization Schedule for the Loan from the City of Lancaster to the Lancaster Successor Agency for Administrative Expenses for the Period July – December 2012

Recommendation:

Adopt **Resolution No. OB 09-13**, approving the loan amortization schedule for the loan from the City of Lancaster to the Lancaster Successor Agency for administrative expenses pursuant to H & S Code Section 34173(h) and 34191.4(b)(2).

**NB 3.** Adopt **Resolution No. OB 10-13**, approving a transfer in the amount of \$118,244 from the City of Lancaster to the Lancaster Successor Agency for disallowed transfers as a result of Department of Finance Review of the Other Funds Due Diligence Review and ratify payment of \$118,244 to Los Angeles County Auditor-Controller made on March 13, 2013.

**EXECUTIVE DIRECTOR ANNOUNCEMENT**

**CITY CLERK ANNOUNCEMENT**

**LANCASTER SUCCESSOR AGENCY OVERSIGHT BOARD  
REGULAR MEETING AGENDA  
TUESDAY, APRIL 16, 2013**

**PUBLIC BUSINESS FROM THE FLOOR - NON-AGENDIZED ITEMS**

This portion of the agenda allows an individual the opportunity to address the Lancaster Successor Agency Oversight Board on any item ***NOT ON THE AGENDA*** regarding Board business and speaker cards must be submitted ***prior*** to the beginning of this portion of the Agenda. Please complete a speaker card for the City Clerk and identify the subject you would like to address. We respectfully request that you fill the cards out completely and print as clearly as possible. Following this procedure will allow for a smooth and timely process for the Lancaster Successor Agency Oversight Board meeting and we appreciate your cooperation. State law prohibits the Lancaster Successor Agency Oversight Board from taking action on items not on the agenda and your matter will be referred to the Executive Director. ***Individual speakers are limited to three (3) minutes each.***

**BOARD MEMBER COMMENTS**

**ADJOURNMENT**

Next Regular Meeting:

**Tuesday, May 21, 2013 - 4:00 p.m.**

**MEETING ASSISTANCE INFORMATION**

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk Department at (661)723-6020. Services such as American Sign Language interpreters, a reader during the meeting, and/or large print copies of the agenda are available. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.

**AGENDA ADDENDUM INFORMATION**

On occasion items may be added after the agenda has been mailed to subscribers. Copies of the agenda addendum item will be available at the City Clerk Department and are posted with the agenda on the windows of the City Council Chambers. For more information, please call the City Clerk Department at (661) 723-6020.

M 1
04/16/13
MVB

**LANCASTER SUCCESSOR AGENCY OVERSIGHT BOARD  
SPECIAL MEETING MINUTES  
FEBRUARY 26, 2013**

**CALL TO ORDER**

Chair Brubaker called the meeting to order at 1:03 p.m.

**ROLL CALL**

PRESENT: Board Members: Brewington, Levin, Smith, Vose, Walker, Chair Brubaker

ABSENT: Board Member: Vice Chair Vierra,

**STAFF**

MEMBERS: Executive Director; Deputy Executive Director; Assistant to the Executive Director; Finance Director; Economic Development Director; City Clerk

**PLEDGE OF ALLEGIANCE**

Board Member Vose

**M 1. MINUTES**

Board Member Vose requested that the name of the County Representative be added to the minutes and that the memorandum from Seifel Consulting, Inc. be submitted with the minutes as well.

On a motion by Board Member Walker and seconded by Board Member Vose, the Lancaster Successor Agency Oversight Board adopted **Resolution No. OB 06-13**, approving the Lancaster Successor Agency Oversight Board Regular Meeting minutes (**as amended**) of February 19, 2013, by the following vote: 6-0-0-1; AYES: Brewington, Levin, Smith, Vose, Walker, Brubaker; NOES: None; ABSTAIN: None; ABSENT: Vierra

LANCASTER SUCCESSOR AGENCY OVERSIGHT BOARD  
SPECIAL MEETING MINUTES  
February 26, 2013

**NB 1. RECONSIDER RECOGNIZED OBLIGATION PAYMENT SCHEDULE FOR THE PERIOD JULY TO DECEMBER 2013**

The Finance Director presented the staff report regarding this matter.

Health & Safety Code Section 34177(m) requires the Successor Agencies of the previous redevelopment agencies to prepare Recognized Obligation Payment Schedules (ROPS) that list obligations to be paid for the coming six month period. These schedules are used by the County Auditor-Controller in determining the amount of property tax revenues to distribute to the Successor Agency.

The ROPS for the period July 1 to December 31, 2013 is due to the California State Department of Finance by March 1, 2013 for the June 1, 2013 property tax distribution.

The Finance Director discussed the memorandum that was received on February 19, 2013 from Seifel Consulting, Inc. and addressed each bullet point in the memorandum. Points reviewed and discussed were: ROPS 13-14A Items/2003 ERAF Loan Repayment; Master Solar Power Purchase and Sale Agreement; Legal Fees Related to July 2012 True-Up Payment; City Loan Agreements for Administrative Costs; Reconsideration of ROPS I Administrative Cost Allowance.

Discussion points from the Board included: clarification regarding legal fees; duties of Attorney General; long range plan; clarification regarding Solar Power Purchase; enforceable obligations; clarification regarding administrative costs; final determinations by Department of Finance.

Addressing the Board regarding this matter:

Nicole Parson – stated that she is not comfortable with the approval of the ROPS; concerns regarding agreements with US Topco.

On a motion by Board Member Levin and seconded by Board Member Brewington, the Lancaster Successor Agency Oversight Board adopted **Resolution No. OB 05-13**, approving the Recognized Obligation Payment Schedule for the period of July 1, 2013 to December 31, 2013, by the following vote: 6-0-0-1; AYES: Brewington, Levin, Smith, Vose, Walker, Brubaker; NOES: None; ABSTAIN: None; ABSENT: Vierra

LANCASTER SUCCESSOR AGENCY OVERSIGHT BOARD  
SPECIAL MEETING MINUTES  
February 26, 2013

**NB 2. RESOLUTION APPROVING SUCCESSOR AGENCY ADMINISTRATIVE BUDGET FOR THE PERIOD JULY 1 TO DECEMBER 31, 2013**

The Finance Director presented the staff report regarding this matter.

Health and Safety Code Section 34177(j) requires the Successor Agency to adopt six month budgets. The budget is developed from the enforceable obligations listed on the recognized obligation payment schedules.

It was necessary to bring this item back to the Oversight Board for consideration due to the fact that a majority vote of the total membership of the Board is required for the Board to take action.

On a motion by Board Member Vose and seconded by Board Member Walker, the Lancaster Successor Agency Oversight Board adopted **Resolution No. OB 04-13**, approving the Successor Agency Administrative Budget for the period of July 1 to December 31, 2013 as detailed in Attachment A of the staff report, by the following vote: 6-0-0-1; AYES: Brewington, Levin, Smith, Vose, Walker, Brubaker; NOES: None; ABSTAIN: None; ABSENT: Vierra

**EXECUTIVE DIRECTOR ANNOUNCEMENT**

The Executive Director stated that in order to avoid what happened at the last regular meeting of the Board regarding the late communication from Seifel Consulting, Inc., the County and the Consultant for the County have agreed to provide information to the City immediately when they have concerns. They will submit the information to the City Clerk and the City Clerk will submit it immediately to the Board. He also stated that he and his staff are available anytime, should the Oversight Board have questions or need clarification on matters.

**CITY CLERK /AUTHORITY SECRETARY ANNOUNCEMENT**

The City Clerk stated that there were no speakers from the audience.

**BOARD MEMBER COMMENTS**

None

LANCASTER SUCCESSOR AGENCY OVERSIGHT BOARD  
SPECIAL MEETING MINUTES  
February 26, 2013

**ADJOURNMENT**

Chair Brubaker adjourned the meeting at 1:44 p.m. and stated that next regular meeting of the Lancaster Successor Agency Oversight Board would take place on Tuesday, March 19, 2013 at 4:00 p.m.

PASSED, APPROVED and ADOPTED this \_\_\_\_\_day of \_\_\_\_\_, 2013, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

APPROVED:

\_\_\_\_\_  
GERI K. BRYAN, CMC  
City Clerk  
Lancaster, CA

\_\_\_\_\_  
ELIZABETH BRUBAKER  
Chair  
Lancaster Successor Agency  
Oversight Board

STATE OF CALIFORNIA            }  
COUNTY OF LOS ANGELES       } ss  
CITY OF LANCASTER             }

CERTIFICATION OF MINUTES  
LANCASTER SUCCESSOR AGENCY OVERSIGHT BOARD

I, \_\_\_\_\_, \_\_\_\_\_ of the City of Lancaster, CA, do hereby certify that this is a true and correct copy of the original Lancaster Successor Agency Oversight Board minutes, for which the original is on file in my office.

WITNESS MY HAND AND THE SEAL OF THE CITY OF LANCASTER, CA on this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

(seal)

\_\_\_\_\_

RESOLUTION NO. OB 07-13

A RESOLUTION OF THE LANCASTER SUCCESSOR  
AGENCY OVERSIGHT BOARD APPROVING THE  
SPECIAL MEETING MINUTES OF FEBRUARY 26, 2013

WHEREAS, Health and Safety Code Section 34179 (e) states all actions taken by an oversight board shall be approved by resolution.

NOW THEREFORE, BE IT RESOLVED by the Lancaster Successor Agency Oversight Board, as follows:

SECTION 1. The Lancaster Successor Agency Oversight Board approves the February 26, 2013 special meeting minutes attached hereto.

SECTION 2. The Successor Agency shall maintain this Resolution on file as a public record.

PASSED, APPROVED and ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2013, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

APPROVED:

\_\_\_\_\_  
GERI K. BRYAN, CMC  
City Clerk  
Lancaster, CA

\_\_\_\_\_  
ELIZABETH BRUBAKER  
Chair  
Lancaster Successor Agency Oversight Board



STATE OF CALIFORNIA            )  
COUNTY OF LOS ANGELES       ) ss  
CITY OF LANCASTER             )

CERTIFICATION OF RESOLUTION  
LANCASTER SUCCESSOR AGENCY OVERSIGHT BOARD

I, \_\_\_\_\_, \_\_\_\_\_ City of Lancaster, CA,  
do hereby certify that this is a true and correct copy of the original Resolution No. OB 07-13, for  
which the original is on file in my office.

WITNESS MY HAND AND THE SEAL OF THE CITY OF LANCASTER, on this \_\_\_\_\_ day  
of \_\_\_\_\_, \_\_\_\_\_.

(seal)

\_\_\_\_\_

**STAFF REPORT**  
**Lancaster Successor Agency Oversight Board**

NB 1
04/16/13
MVB

Date: April 16, 2013

To: Chair Brubaker and Board Members

From: Barbara Boswell, Finance Director of the City of Lancaster

Subject: **Resolution Approving a Loan between the Lancaster Successor Agency and the City of Lancaster for Enforceable Obligations for the Period January – June 2013**

---

**Recommendation:**

Adopt **Resolution No. OB 08-13**, establishing the terms and conditions and authorizing the execution of a promissory note in favor of the City of Lancaster for the distribution of funds to the Lancaster Successor Agency for enforceable obligations for the period January to June 2013 pursuant to H & S Code Section 34173(h).

**Fiscal Impact:**

The loan amount is not to exceed \$775,000, which is required by enforceable obligations (sub-lease payments) due pursuant to a Disposition and Development Agreement with Cardlock Fuels System Inc. Only the amounts actually expended will be advanced to the Lancaster Successor Agency. Interest will accrue at a rate equivalent to the Local Agency Investment Fund (LAIF) rate.

**Background:**

AB1484, the Redevelopment Dissolution/Unwind Trailer Bill enacted as part of the state budget package on June 27, 2012, provides the ability for the City to make a loan to the Agency for enforceable obligations. As the January 2, 2013 RPTTF distribution was not sufficient to cover this payment due to Cardlock Fuels System, Inc, a loan is necessary. The City of Lancaster and Lancaster Successor Agency boards adopted resolutions on February 26, 2013 authorizing such a loan, as evidenced in Exhibit A. The loan becomes an enforceable obligation of the Agency, and is to be included on the Recognized Obligation Payment Schedule for repayment through future property tax distributions.

BB:ps

**Attachments:**

Oversight Board Resolution No. OB 08-13  
Exhibit "A" Promissory Note

RESOLUTION NO. OB 08-13

A RESOLUTION OF THE LANCASTER SUCCESSOR AGENCY OVERSIGHT BOARD ESTABLISHING THE TERMS AND CONDITIONS AND AUTHORIZING THE EXECUTION OF A PROMISSORY NOTE IN FAVOR OF THE CITY OF LANCASTER FOR THE DISTRIBUTION OF FUNDS TO THE LANCASTER SUCCESSOR AGENCY FOR ENFORCEABLE OBLIGATIONS FOR THE PERIOD JANUARY TO JUNE 2013 PURSUANT TO H & S CODE SECTION 34173(h)

WHEREAS, pursuant to the adopted January to June 2013 budget of the Lancaster Successor Agency ("Agency"), the Agency has incurred certain expenses for enforceable obligations which require a loan from the City of Lancaster ("City"); and

WHEREAS, pursuant to Health & Safety Code Section 34173(h) the City may loan funds to the successor agency for enforceable obligations; and

WHEREAS, the City of Lancaster will advance up to \$775,000 to the Agency's General Fund to cover such expenses of the Agency related to Cardlock Fuels System Inc. as enforceable obligations of the Agency for the period January to June 2013; and

WHEREAS, the Agency will reflect the loan on the Recognized Obligation Payment Schedule as an enforceable obligation; and

WHEREAS, the Agency and City desire to formalize this debt obligation of the Agency for the reimbursement of enforceable obligations of the Agency during the period January to June 2013; and

WHEREAS, the Agency and City approved a corresponding action adopting Resolution No. SA 04-13 and Resolution No. 13-09 setting forth the terms and conditions of a Promissory Note (as shown on Exhibit A) in an amount sufficient to cover such expense, up to \$775,000, including authorization to the City Manager to execute said Promissory Note; and

WHEREAS, interest shall accrue on the outstanding amount at the Local Agency Investment Fund Rate (LAIF).

NOW, THEREFORE, THE LANCASTER SUCCESSOR AGENCY OVERSIGHT BOARD DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. The Lancaster Successor Agency Oversight Board hereby authorizes and approves the Promissory Note and corresponding Agency and City Resolutions.

PASSED, APPROVED and ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2013, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

APPROVED:

\_\_\_\_\_  
GERI K. BRYAN, CMC  
City Clerk  
Lancaster, CA

\_\_\_\_\_  
ELIZABETH BRUBAKER  
Chair  
Lancaster Successor Agency Oversight Board

STATE OF CALIFORNIA            )  
COUNTY OF LOS ANGELES    ) ss  
CITY OF LANCASTER            )

CERTIFICATION OF RESOLUTION  
LANCASTER SUCCESSOR AGENCY OVERSIGHT BOARD

I, \_\_\_\_\_, \_\_\_\_\_ City of Lancaster, CA,  
do hereby certify that this is a true and correct copy of the original Resolution No. OB 08-13, for  
which the original is on file in my office.

WITNESS MY HAND AND THE SEAL OF THE CITY OF LANCASTER, on this \_\_\_\_\_ day  
of \_\_\_\_\_, \_\_\_\_\_.

(seal)

\_\_\_\_\_

EXHIBIT "A"

ATTACHMENT TO RESOLUTION NO. OB 08-13  
PROMISSORY NOTE

Amount  
\$775,000

Lancaster, California  
February 26, 2013

1. Promise to Pay. The Lancaster Successor Agency ("Agency"), existing under the laws of the State of California, for value received, hereby promises to pay to the order of the City of Lancaster, a public body, corporate and politic, duly organized and existing under the laws of the State of California ("City"), the principal due pursuant to the terms of this Note. This Note is being executed to evidence the monetary obligations of the Agency to the City arising from the payments to Cardlock Fuels System Inc. as enforceable obligations of the Agency. The principal balance hereof, from time to time outstanding, shall equal the amount advanced after presentation of evidence of expenses incurred by the Agency, but in no event shall the obligations of the Agency hereunder exceed the sum of Seven Hundred Seventy Five Thousand Dollars and no cents (\$775,000).
2. Interest Rate. Interest rate shall be charged by City for this Note equal to the amount of interest the City would have otherwise received by depositing these funds with the State of California Local Agency Investment Fund ("LAIF").
3. Principal and Interest Payments. The outstanding amount of the note shall become an enforceable obligation of the Agency and listed on the Recognized Obligation Payment Schedule until the principal and interest amounts have been paid in full.
4. Application of Payments. Both principal and interest hereof are payable in lawful money of the United States of America.

IN WITNESS WHEREOF, the parties hereto have executed this Promissory Note as of the date first set forth in this Promissory Note.

ATTEST:

CITY OF LANCASTER

By: *Geis H. Beyer* By: *[Signature]*  
 City Clerk City Manager

ATTEST:

LANCASTER SUCCESSOR AGENCY

By: *Geis H. Beyer* By: *[Signature]*  
 City Clerk Executive Director

EXHIBIT "A"  
ATTACHMENT TO RESOLUTION NO. OB 08-13  
PROMISSORY NOTE

Amount  
\$775,000

Lancaster, California  
February 26, 2013

1. Promise to Pay. The Lancaster Successor Agency ("Agency"), existing under the laws of the State of California, for value received, hereby promises to pay to the order of the City of Lancaster, a public body, corporate and politic, duly organized and existing under the laws of the State of California ("City"), the principal due pursuant to the terms of this Note. This Note is being executed to evidence the monetary obligations of the Agency to the City arising from the payments to Cardlock Fuels System Inc. as enforceable obligations of the Agency. The principal balance hereof, from time to time outstanding, shall equal the amount advanced after presentation of evidence of expenses incurred by the Agency, but in no event shall the obligations of the Agency hereunder exceed the sum of Seven Hundred Seventy Five Thousand Dollars and no cents (\$775,000).
2. Interest Rate. Interest rate shall be charged by City for this Note equal to the amount of interest the City would have otherwise received by depositing these funds with the State of California Local Agency Investment Fund ("LAIF").
3. Principal and Interest Payments. The outstanding amount of the note shall become an enforceable obligation of the Agency and listed on the Recognized Obligation Payment Schedule until the principal and interest amounts have been paid in full.
4. Application of Payments. Both principal and interest hereof are payable in lawful money of the United States of America.

IN WITNESS WHEREOF, the parties hereto have executed this Promissory Note as of the date first set forth in this Promissory Note.

ATTEST:

CITY OF LANCASTER

By: Geir K. Bryan

City Clerk

By: [Signature]

City Manager

ATTEST:

LANCASTER SUCCESSOR AGENCY

By: Geir K. Bryan

City Clerk

By: [Signature]

Executive Director

**STAFF REPORT**  
**Lancaster Successor Agency Oversight Board**

NB 2
04/16/13
MVB

Date: April 16, 2013

To: Chair Brubaker and Board Members

From: Barbara Boswell, Finance Director of the City of Lancaster

Subject: **Resolution Approving a Loan Amortization Schedule for the Loan from the City of Lancaster to the Lancaster Successor Agency for Administrative Expenses for the Period July – December 2012**

---

**Recommendation:**

Adopt **Resolution No. OB 09-13**, approving the loan amortization schedule for the loan from the City of Lancaster to the Lancaster Successor Agency for administrative expenses pursuant to H & S Code Section 34173(h) and 34191.4(b)(2).

**Fiscal Impact:**

The promissory note was approved for a maximum amount of \$262,242. Actual administrative expenses for the period and resulting loan amount are \$175,208.08 for the period July – December 2012. Interest is to accrue at the Local Agency Investment Fund (LAIF) rate, and based on current cash flow projections, the earliest the loan can be repaid is July 2018.

**Background:**

At its regular meeting of August 21, 2012, the Oversight Board approved Resolution No. OB 13-12 approving a promissory note between the City of Lancaster and the Lancaster Successor Agency for administrative expenses incurred for the period July – December 2012. The loan was necessary as there were not sufficient Redevelopment Property Tax Trust Funds (RPTTF) received to provide for administrative costs.

Health and Safety Code Section 34173(h) provides the ability for the City to make a loan to the Agency for administrative costs and Section 34191.4(b)(2) sets the interest rate equivalent to the LAIF rate. The loan becomes an enforceable obligation of the Agency, and is to be included on the Recognized Obligation Payment Schedule for repayment through future RPTTF distributions.

BB:te

**Attachments:**

Oversight Board Resolution No. OB 09-13  
Exhibit “A” Loan Amortization Schedule

RESOLUTION NO. OB 09-13

A RESOLUTION OF THE LANCASTER SUCCESSOR AGENCY OVERSIGHT BOARD APPROVING THE LOAN AMORTIZATION SCHEDULE IN FULFILLMENT OF A PROMISSORY NOTE IN FAVOR OF THE CITY OF LANCASTER FOR ADMINISTRATIVE EXPENSES FOR THE PERIOD JULY TO DECEMBER 2012 PURSUANT TO H & S CODE SECTION 34173(h)

WHEREAS, pursuant to Health & Safety Code Section 34173(h), the City may loan funds to the successor agency for administrative costs; and

WHEREAS, pursuant to Health & Safety Code Section 34173(h), at its regular meeting of August 21, 2012, the Oversight Board of the Lancaster Successor Agency (Agency) approved Resolution No. OB 13-12 approving a promissory note accepting a loan from the City of Lancaster (City) up to a maximum amount of \$262,242; and

WHEREAS, the Agency incurred administrative expenses in the amount of \$175,208.08 for the period July to December 2012; and

WHEREAS, the City processed a loan to the Agency effective January 1, 2013 in the amount of \$175,208.08 to cover those expenses; and

WHEREAS, Health & Safety Code section 34191.4(b)(2) states that interest on loans from the City shall be computed at the Local Agency Investment Fund (LAIF) rate; and

WHEREAS, the attached loan amortization schedule was developed utilizing estimates of future LAIF rates and the projected date the Agency will have the financial ability to repay the loan; and

WHEREAS, the Agency will reflect the loan on the Recognized Obligation Payment Schedule as an enforceable obligation.

NOW, THEREFORE, THE LANCASTER SUCCESSOR AGENCY OVERSIGHT BOARD DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. The Lancaster Successor Agency Oversight Board hereby approves the attached Loan Amortization Schedule.



PASSED, APPROVED and ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2013, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

APPROVED:

\_\_\_\_\_  
GERI K. BRYAN, CMC  
City Clerk  
Lancaster, CA

\_\_\_\_\_  
ELIZABETH BRUBAKER  
Chair  
Lancaster Successor Agency Oversight Board

STATE OF CALIFORNIA            )  
COUNTY OF LOS ANGELES    ) ss  
CITY OF LANCASTER            )

CERTIFICATION OF RESOLUTION  
LANCASTER SUCCESSOR AGENCY OVERSIGHT BOARD

I, \_\_\_\_\_, \_\_\_\_\_ City of Lancaster, CA,  
do hereby certify that this is a true and correct copy of the original Resolution No. OB 09-13, for  
which the original is on file in my office.

WITNESS MY HAND AND THE SEAL OF THE CITY OF LANCASTER, on this \_\_\_\_\_ day  
of \_\_\_\_\_, \_\_\_\_\_.

(seal)

\_\_\_\_\_

EXHIBIT "A"

City of Lancaster to Lancaster Successor Agency  
 Loan Amortization Schedule  
 Loan #1 - Administrative Costs for the Period July - Dec 2012  
 App. Amount: 262,242.00  
 Actual Loan: 175,208.08

	Est. LAIF Rate	Interest	Repayment	Balance
1/1/2013				175,208.08
6/30/2013	0.35%	306.61		175,514.69
6/30/2014	0.41%	719.61		176,234.30
6/30/2015	1.00%	1,762.34		177,996.65
6/30/2016	1.10%	1,957.96		179,954.61
6/30/2017	1.25%	2,249.43		182,204.04
6/30/2018	1.50%	2,733.06		184,937.10
7/1/2018			184,937.10	0.00

**STAFF REPORT**  
**Lancaster Successor Agency Oversight Board**

NB 3
04/16/13
MVB

Date: April 16, 2013

To: Chair Brubaker and Board Members

From: Barbara Boswell, Finance Director of the City of Lancaster

Subject: **Resolution Approving Transfer of Funds from City of Lancaster to Lancaster Successor Agency and Payment to the Los Angeles County Auditor-Controller**

---

**Recommendation:**

Adopt **Resolution No. OB 10-13**, approving a transfer in the amount of \$118,244 from the City of Lancaster to the Lancaster Successor Agency for disallowed transfers as a result of Department of Finance Review of the Other Funds Due Diligence Review. Ratify payment of \$118,244 to Los Angeles County Auditor-Controller made on March 13, 2013.

**Fiscal Impact:**

This unanticipated expenditure will be funded by a transfer from the City's General Fund balance.

**Background:**

Pursuant to Health and Safety Code (HSC) section 34179.6(c), the City of Lancaster Successor Agency (Agency) completed an Other Funds and Accounts Due Diligence Review (Review) and submitted it to the Oversight Board and subsequently to Department of Finance (DOF) for review. HSC 34179.6(d) provides the ability of the DOF to review and adjust the final balance available for distribution to the other taxing entities. The approved Review reflected \$0 available.

The DOF completed its review and issued a determination letter on March 8, 2013 concluding that it disallowed a loan repayment transfer from the former Lancaster Redevelopment Agency to the City of Lancaster in the amount of \$118,244. The Agency is required to remit the fund within five working days or be subject to penalties including the possibility of withholding of sales and property tax funds. The payment was made on March 13, 2013 following the approval by the City and Agency on March 12, 2013.

BB:te

**Attachments:**

Oversight Board Resolution No. OB 10-13

RESOLUTION NO. OB 10-13

A RESOLUTION OF THE LANCASTER SUCCESSOR AGENCY  
OVERSIGHT BOARD APPROVING THE TRANSFER OF  
FUNDS FROM CITY OF LANCASTER TO LANCASTER  
SUCCESSOR AGENCY AND PAYMENT TO THE LOS  
ANGELES COUNTY AUDITOR-CONTROLLER

WHEREAS, pursuant to Health and Safety Code Section 34179.6(c), the Agency completed an Other Funds and Accounts Due Diligence Review and submitted it to the Oversight Board and subsequently to Department of Finance for review; and

WHEREAS, pursuant to Health & Safety Code Section 34179.6(d), the Department of Finance has the ability to review and adjust the final balance available for distribution to other taxing entities; and

WHEREAS, upon completion of its review, the Department of Finance issued a determination disallowing a loan repayment transfer from the former Lancaster Redevelopment Agency to the City in the amount of \$118,244; and

WHEREAS, the Agency is required to remit the fund within five working days or be subject to penalties; and

WHEREAS, the City approved a corresponding action approving transfer from fund balance to the Agency for disallowed transfers as a result of Department of Finance review of the Other Funds Due Diligence Review; and

WHEREAS, the Agency approved a corresponding action approving transfer from the City and approving payment to the Los Angeles County Auditor-Controller; and

WHEREAS, the Agency remitted the funds to Los Angeles County Auditor-Controller on March 13, 2013.

NOW, THEREFORE, THE LANCASTER SUCCESSOR AGENCY OVERSIGHT BOARD DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. The Lancaster Successor Agency Oversight Board hereby approves the transfer of funds from City of Lancaster to Lancaster Successor Agency and payment to the Los Angeles County Auditor-Controller.

PASSED, APPROVED and ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2013, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

APPROVED:

\_\_\_\_\_  
GERI K. BRYAN, CMC  
City Clerk  
Lancaster, CA

\_\_\_\_\_  
ELIZABETH BRUBAKER  
Chair  
Lancaster Successor Agency Oversight Board

STATE OF CALIFORNIA            )  
COUNTY OF LOS ANGELES    ) ss  
CITY OF LANCASTER            )

CERTIFICATION OF RESOLUTION  
LANCASTER SUCCESSOR AGENCY OVERSIGHT BOARD

I, \_\_\_\_\_, \_\_\_\_\_ City of Lancaster, CA,  
do hereby certify that this is a true and correct copy of the original Resolution No. OB 10-13, for  
which the original is on file in my office.

WITNESS MY HAND AND THE SEAL OF THE CITY OF LANCASTER, on this \_\_\_\_\_ day  
of \_\_\_\_\_, \_\_\_\_\_.

(seal)

\_\_\_\_\_