

RESOLUTION NO. 2023-03

A RESOLUTION OF THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF THE CITY OF HUNTINGTON BEACH APPROVING AN AMENDED RECOGNIZED PAYMENT OBLIGATION SCHEDULE 23-24B FOR THE FY 2023-24 FISCAL PERIOD OF JANUARY 1, 2024 TO JUNE 30, 2024, SUBJECT TO SUBMITTAL TO, AND REVIEW BY THE OVERSIGHT BOARD AND THE STATE DEPARTMENT OF FINANCE UNDER CALIFORNIA HEALTH AND SAFETY CODE, DIVISION 24, PART 1.85; AND, AUTHORIZING THE POSTING AND TRANSMITTAL OF THE ROPS

WHEREAS, the former Huntington Beach Redevelopment Agency ("Former Agency") previously was a community redevelopment agency that was previously organized and existing under the California Community Redevelopment Law, Health and Safety Code Section 33000, *et seq.*, and previously authorized to transact business and exercise powers of a redevelopment agency pursuant to action of the City Council of the City of Huntington Beach ("City"); and

WHEREAS, Assembly Bill x1 26 added Parts 1.8 and 1.85 to Division 24 of the California Health and Safety Code, which caused the dissolution of all redevelopment agencies and wind down of the affairs of former agencies, including as such laws were amended by Assembly Bill 1484 and by other subsequent legislation ("Dissolution Law"); and

WHEREAS, as of February 1, 2012 the Agency was dissolved pursuant to the Dissolution Law, and as a separate public entity, corporate and policy the Successor Agency to the Huntington Beach Redevelopment Agency ("Successor Agency") administers the enforcement obligations of the Former Agency and otherwise unwinds the Former Agency's affairs; all subject to the review and approval by an oversight board ("Oversight Board"); and

WHEREAS, Section 34179 provides that the Oversight Board has fiduciary responsibilities to holders of enforceable obligations and the taxing entities that benefit from distributions of property tax and other revenues pursuant to Section 34188 of Part 1.85 of the Dissolution Law; and

WHEREAS, Section 34177(m), 34177(o) and 34179 provide that each ROPS is submitted to, review and approved by the Successor Agency and then reviewed and approved by the Oversight Board final review and approval by the State Department of Finance ("DOF"); and

WHEREAS, Section 34177(o)(1)(E) of the Dissolution Law authorizes that "[o]nce per period, and no later than October 1, a successor agency may submit one amendment to the [ROPS] approved by the department pursuant to this subdivision, if the oversight board makes a finding that a revision is necessary for the payment of approved enforceable obligations during the second one-half of the [ROPS] period, which shall be defined as January 1 to June 30, inclusive. A successor agency may only amend the amount requested for payment of approved enforceable obligations. The revised [ROPS] shall be approved by the oversight board and submitted to the department by electronic means in a manner of the department's choosing. The department shall notify the successor agency and the county auditor-controller as to the outcome of the department's review at least 15 days before the date of the property tax distribution"; and

WHEREAS, pursuant to Sections 34179.6 and 34177(I)(2)(B), the Successor Agency is required to submit the ROPS to the DOF with copies to the County Administrative Officer, the County Auditor-Controller, and the State Controller's Office at the same time that the Successor Agency submits the ROPS to the Oversight Board for review; and

WHEREAS, the Successor Agency has reviewed the draft Amended ROPS 23-24 B and desires to approve the Amended ROPS 23-24 B and to authorize the Successor Agency staff to transmit the Amended ROPS to the Oversight Board; and

NOW, THEREFORE, the City Council of the City of Huntington Beach does hereby resolve as follows:

SECTION 1. The foregoing recitals are incorporated into this Resolution by this reference, and constitute a material part of this Resolution.

SECTION 2. Pursuant to the Dissolution Law, the Successor Agency approves the Amended ROPS 23-24 B, which schedule is incorporated herein by this reference; provided however, that the Amended ROPS 23-24 B is approved subject to transmittal of the Amended ROPS to the Oversight Board for review and approval with copies of the Amended ROPS to be sent concurrently to the DOF, the County Administrative Officer, the County Auditor-Controller, and the State Controller's Office. Further, the Community and Economic Development Director, or her designee, in consultation with legal counsel, is hereby authorized to make augmentations, modifications, additions or revisions as may be necessary or directed by DOF, and changes, if any, will be reported back to the Successor Agency and the Oversight Board.

SECTION 3. After approval by the Oversight Board, the Successor Agency authorizes transmittal of the approved Amended ROPS 23-24 B to the DOF, the County Administrative Officer, the County Auditor-Controller, and the State Controller's Office.

SECTION 4. The Chief Finance Officer, or her designee, is directed to post this Resolution, including the Amended ROPS 23-24 B, on the City/Successor Agency website pursuant to the Dissolution Law.

SECTION 5. The Secretary of the Successor Agency shall certify to the adoption of this Resolution.

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PASSED AND ADOPTED by the Successor Agency to the Redevelopment Agency of the City of Huntington Beach at a regular meeting thereof held on the 5<sup>th</sup> day of September 2024.

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Chairperson

REVIEWED AND APPROVED:

\_\_\_\_\_  
Executive Director

APPROVED AS TO FORM:

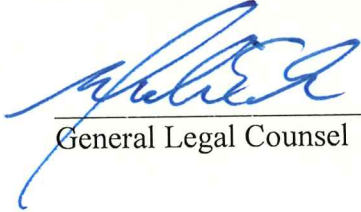
  
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General Legal Counsel



EXHIBIT A

RECOGNIZED OBLIGATION PAYMENT SCHEDULE 23-24 B  
FOR THE SIX-MONTH FISCAL PERIOD JANURY 1, 2024 TO JUNE 30, 2024

(attached)

Huntington Beach  
ROPS 2023-24 Amended

<u>Summary</u>		<u>Detail</u>	<u>Submission</u>	
Requested Funding for Obligations		Authorized Amounts	Requested Adjustments	Amended Total
A	Obligations Funded as Follows (B+C+D)	0	0	0
B	Bond Proceeds	0	0	0
C	Reserve Balance	0	0	0
D	Other Funds	0	0	0
E	Redevelopment Property Tax Trust Fund (RPTTF) (F+G)	3,520,500	10,000,000	13,520,500
F	RPTTF	3,395,500	10,000,000	13,395,500
G	Administrative RPTTF	125,000	0	125,000
H	Current Period Obligations (A+E)	3,520,500	10,000,000	13,520,500

Huntington Beach  
ROPS 2023-24 Amended

### Detail

### Summary.

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