



Meeting Date: 07/31/12

ACTION	TYPE OF ITEM
<input type="checkbox"/> Approved Recommendation	<input type="checkbox"/> Info/Consent
<input type="checkbox"/> Ord. No(s). _____	<input checked="" type="checkbox"/> Report
<input type="checkbox"/> Res. No(s). _____	<input type="checkbox"/> Public Hearing (Info/consent)
<input type="checkbox"/> Other _____	<input type="checkbox"/> Other _____

Prepared By: Kymerly Horner, Interim Redevelopment Services Manager KH Agenda Item No. 0-4

Reviewed By: City Manager [Signature] City Attorney [Signature] Finance [Signature] Other N/A

**DATE:** July 22, 2012

**TO:** Community Development Commission Successor Agency

**FROM:** Curtis P. Cannon, Director *Kymerly Horner (for)*  
Community Development Successor Agency

**SUBJECT:** Successor Agency Administrative Budget for the Period of January 1, 2013 – June 30, 2013

**RECOMMENDATION**

That the Community Development Commission Successor Agency (“Successor Agency”), adopt a Resolution approving an administrative budget for the period January 1, 2013 – June 30, 2013.

**DISCUSSION**

ABx1 26 requires that the Successor Agency adopt an administrative budget to be approved by the Oversight Board and submitted to the California State Department of Finance. Successor agencies are entitled to an administrative allowance, subject to approval of the oversight board. The administrative allowance is up to five percent (5%) of the eligible property tax allocated to the successor agency for FY 2011-12 and three percent (3%) each year thereafter. The amount shall not be less than \$250,000 for any fiscal year unless agreed to by the successor agency.

Today’s recommended action is to adopt by Resolution, the Successor Agency administrative budget for the period of January 1, 2013 – June 30, 2013, in the amount of \$250,000.

The attached resolution authorizes staff to administratively amend the Administrative Budget in order to remove therefrom line items which are subsequently disapproved by the Oversight Board and/or the California Department of Finance and also to make corresponding adjustments based on changes to the ROPS, provided, however, that none of such authorization, removal or adjustment shall be deemed to be, nor are they intended as, an acknowledgment of the validity of ABx1 26 and AB 1484 or such action by the Oversight Board and/or the California Department of Finance. The Successor Agency reserves all rights of the Successor Agency to challenge the validity and/or application of any or all provisions of ABx1 26 and AB 1484 in any administrative or judicial proceeding, without prejudice to the Successor Agency's right to list any such removed item on this or a future ROPS. The Successor Agency reserves

the right to pursue any and all appeals and any available legal or equitable remedy provided or available by law to obtain the correction of any erroneous decision regarding the ROPS.

**FINANCIAL IMPACT**

Approval of this action does not in itself create obligations and has no financial impact.

Attachment 1 – Resolution

CITY OF OXNARD COMMUNITY DEVELOPMENT  
COMMISSION SUCCESSOR AGENCY

RESOLUTION NO. \_\_\_\_\_

RESOLUTION OF THE CITY OF OXNARD COMMUNITY  
DEVELOPMENT COMMISSION SUCCESSOR AGENCY  
ADOPTING THE AGENCY'S ADMINISTRATIVE BUDGET  
FOR THE PERIOD OF JANUARY 1, 2013 THROUGH JUNE  
30, 2013

WHEREAS, AB1x 26 requires the Community Development Commission Successor Agency ("Successor Agency") to adopt an administrative budget for the period of January 1, 2013 through June 30, 2013, to be approved by the Oversight Board of the Successor Agency and submitted to the Department of Finance; and

WHEREAS, the Community Development Commission Successor Agency Director has prepared the Successor Agency budget for the Board of Directors of the Successor Agency for its review; and

WHEREAS, the Successor Agency Board acknowledges its interest in enabling the Executive Director to conduct the Agency's business in the most efficient and effective manner possible; and

WHEREAS, all necessary changes and modifications have been made to said budget pursuant to AB1x26; and

WHEREAS, the Successor Agency Board of Directors has examined the budget and finds that it is a sound plan for the operations of the Successor agency.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Successor Agency that:

Section 1. The Board of Directors has studied the budget and finds that it is a sound plan for the operations of the Successor Agency and the budget is hereby adopted as presented. The budget schedule is attached hereto as "Exhibit A" and made a part hereof.

Section 2. Successor Agency staff is hereby authorized to administratively amend the Admin Budget in order to remove therefrom line items which are subsequently disapproved by the Oversight Board and/or the California Department of Finance and also to make corresponding adjustments based on changes to the ROPS, provided, however, that none of such authorization, removal or adjustment shall be deemed to be, nor are they intended as, an acknowledgment of the validity of ABx1 26 and AB 1484 or such action by the Oversight Board and/or the California Department of Finance. The Successor Agency reserves all rights of the Successor Agency to challenge the validity

and/or application of any or all provisions of ABx1 26 and AB 1484 in any administrative or judicial proceeding, without prejudice to the Successor Agency's right to list any such removed item on this or a future ROPS. The Successor Agency reserves the right to pursue any and all appeals and any available legal or equitable remedy provided or available by law to obtain the correction of any erroneous decision regarding the ROPS.

PASSED, APPROVED and ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2012, by the following vote:

AYES:

NOES:

ABSENT:

\_\_\_\_\_  
Dr. Thomas E. Holden  
Successor Agency Board Chair

ATTEST:

\_\_\_\_\_  
Daniel Martinez  
Successor Agency Secretary Designate

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Alan Holmberg  
Successor Agency General Counsel

