

**RESOLUTION FOB 2012-02**

**A RESOLUTION OF THE OVERSIGHT BOARD FOR THE CITY OF FORTUNA AS SUCCESSOR AGENCY ADOPTING AN AMENDED RECOGNIZED OBLIGATION PAYMENT SCHEDULE PURSUANT TO HEALTH AND SAFETY CODE SECTION 34169**

**WHEREAS**, the Redevelopment Agency of the City of Fortuna (“Agency”) was a redevelopment agency formed and exercised its powers pursuant to California Community Redevelopment Law, Health and Safety Code Section 33000 et seq. (“CRL”); and

**WHEREAS**, pursuant to subdivision (g) of Section 34169(g) of the CRL (enacted pursuant to Assembly Bill 1X 26), the Agency is required to adopt an Enforceable Obligation Payment Schedule that lists all of the obligations that are “enforceable obligations” within the meaning of subdivision (d) of Section 34167 of the CRL and which includes the following information about each such obligation:

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

**WHEREAS**, the City Council of Fortuna on January 9, 2012 agreed to serve as the Successor Agency for the Fortuna Redevelopment Agency.

**WHEREAS**, the Fortuna Redevelopment Agency submit an EOPS to the Successor Agency by February 1, 2012 for review; and

**WHEREAS**, the Fortuna Redevelopment Agency submit an EOPS to the Successor Agency by February 1, 2012 for review; and

**WHEREAS**, the Successor Agency was tasked with reviewing and making any necessary modifications to the EOPS creating a new Recognized Obligation Payment Schedule (ROPS); and

**WHEREAS**, an Amended Recognized Obligation Payment Schedule (ROPS) was approved through the adoption of Resolution 2012-17 by the City Council of the City of Fortuna as the Successor Agency; and

**WHEREAS**, an Amended Recognized Obligation Payment Schedule (ROPS), a copy of which is attached, is hereby presented to the Oversight Board for the City of Fortuna City as the Successor Agency; and

**WHEREAS**, the Successor Agency was tasked with creating a forward looking Recognized Obligation Payment Schedule (ROPS) into the next six months; and

**WHEREAS**, a forward looking Recognized Obligation Payment Schedule (ROPS), a copy of which is attached, is hereby presented to the Oversight Board for the City of Fortuna City as the Successor Agency; and

**WHEREAS**, the Oversight Board is familiar with the contents thereof, and the City Manager for the City of Fortuna has recommended approval of the Amended Recognized Obligation Payment Schedule (ROPS) subject to the contingencies and reservation rights set forth in this Resolution.

**NOW THEREFORE, THE OVERSIGHT BOARD FOR THE CITY OF FORTUNA SERVING AS THE SUCCESSOR AGENCY HEREBY RESOLVES AS FOLLOWS:**

**SECTION 1. The Recitals set forth above are true and correct**, and are incorporated herein by reference.

**SECTION 2. The Amended Recognized Obligation Payment Schedule**, attached hereto and incorporated herein by reference as “Exhibit A”, is hereby adopted, effective May 30, 2012, subject to all reservations of rights and contingencies set forth above.

**SECTION 3. Submittal of the Amended Recognized Obligation Payment Schedule**, The Oversight Board of the City of Fortuna serving as the Successor Agency hereby authorizes the submittal of the amend Recognized Obligation Payment Schedule to the Humboldt County Auditor and the California Department of Finance.

**SECTION 4. The Forward looking Recognized Obligation Payment Schedule**, attached hereto and incorporated herein by reference as “Exhibit B”, is hereby adopted, effective July 1, 2012, subject to all reservations of rights and contingencies set forth above.

**SECTION 5. Submittal of the Forward looking Recognized Obligation Payment Schedule**, The Oversight Board of the City of Fortuna serving as the Successor Agency hereby authorizes the submittal of the forward looking Recognized Obligation Payment Schedule to the Humboldt County Auditor and the California Department of Finance.

**BE IT FURTHER RESOLVED** The City Manager or his designee is authorized to take all actions necessary to implement this Resolution, including without limitation, the posting of this Resolution and the Recognized Obligation Payment Schedule on the City’s website, and the provision of notice to the the Humboldt County Controller and the State Department of Finance.

**PASSED AND ADOPTED** by the Oversight Board of the Successor Agency to the Fortuna Redevelopment Agency, on May 31, 2012 by the following vote:

AYES: Chapman, Clendenen, Conley, Hanger, Head, Vice Chair Lindsey, Chair Long

NOES:

ABSENT:

ABSTAIN:



\_\_\_\_\_  
Sue Long, Chair

ATTEST:



\_\_\_\_\_  
Duane W. Rigge, City Clerk of the Successor Agency

I hereby certify, under the penalty of perjury that the above and foregoing is a true and correct copy of an original on deposit within the records of the City of Fortuna. In witness whereof, I have hereunto set my hand and affixed the seal of the City of Fortuna this 31 day of MAY, 2012.  
Linda Jensen, Deputy City Clerk

by: \_\_\_\_\_  
