

MONTEREY COUNTY BOARD OF SUPERVISORS

MEETING: March 20, 2012	SCHEDULED MATTER: 1:30 PM	AGENDA NO.: S-2
SUBJECT: <ul style="list-style-type: none">a. Receive presentation on process for appointments to the Oversight Boards pursuant to Health and Safety Code § 34179 for the cities of Gonzales, Greenfield, King City, Marina, Monterey, Salinas, Seaside, Soledad, and Sand City, and to the County of Monterey Oversight Board;b. Provide direction to staff on process to be followed, including preferences for “public members;” andc. Direct staff to return with recommended appointments on March 27, 2012.		
DEPARTMENT: Economic Development Department		

RECOMMENDATION:

- a. Receive presentation on process for appointments to the Oversight Boards pursuant to Health and Safety Code § 34179 for the cities of Gonzales, Greenfield, King City, Marina, Monterey, Salinas, Seaside, Soledad, and Sand City, and to the County of Monterey Oversight Board;
- b. Provide direction to staff on process to be followed, including preferences for “public members;” and
- c. Direct staff to return with recommended appointments on March 27, 2012.

SUMMARY:

The County of Monterey is required to make certain appointments to the Oversight Boards created by the Dissolution Act (ABx1 26), which dissolved redevelopment agencies and governs the winding down of agency affairs. The recommended action will allow the Board to determine the process it wishes to use to make certain appointments, and instruct staff to take all appropriate steps to allow the Board to make the appointments before April 1, 2012.

DISCUSSION:

On February 1, 2012 all redevelopment agencies in the County of Monterey were dissolved pursuant to the Dissolution Act and a California Supreme Court decision. In the place of redevelopment agencies, “Successor Agencies” have been created by law. The Dissolution Act requires the formation of Oversight Boards for all Successor Agencies to the former redevelopment agencies. The role of the Oversight Board is to review the Successor Agency’s actions in enforcing existing obligations and winding down of former agency affairs. Oversight Boards can also direct the Successor Agency to determine if existing obligations should be renegotiated or terminated in order to reduce former agency liabilities and increase revenues to taxing entities. In turn, the activities of both the Successor Agency and the Oversight Board are subject to review by the State Department of Finance.

In January, your Board elected to act as the Successor Agency to the County’s Redevelopment Agency. Cities which had redevelopment agencies (Gonzales, Greenfield, King City, Marina, Monterey, Salinas, Sand City, Seaside and Soledad) also have Successor Agencies. Each of these Successor Agencies will have their own Oversight Board, to which the County is to appoint two members; one representing the County and one representing the public, for a total of 20 appointments. The County’s own Successor Agency will require appointment of one additional member, representing employees of the former redevelopment agency, made by the Chair of the Board of Supervisors. A table showing the appointments to be made by the County is included as Attachment No. 1.

In order for Successor Agencies to be able to continue their wind-down of ongoing projects, Recognized Obligation Payment Schedules (“ROPS”) have been prepared. These ROPS need to be reviewed and certified by the Oversight Board and Auditor-Controller, as well as the State Department of Finance. Many Successor Agencies are starting to constitute their Oversight Boards in order to facilitate this process. Some of the City Successor Agencies are asking for the name(s) of the County’s appointments, in apparent response to a recent letter from the State Department of Finance contending that Oversight Boards should approve the ROPS by April 15, 2012.

It is recommended that the Board determine how it wishes to assign responsibility for nominations to both the “county member” and the “public member” to the various Oversight Boards. A list of considerations regarding the appointments is presented in Attachment No. 2 to this Report, possible methods of nomination are presented in Attachment No. 3, and proposed preferences in the consideration of “public members” are contained in Attachment No. 4. Once a method is determined, it is recommended that the Board instruct staff to take appropriate action to enable formal appointments to be made on at the March 27th meeting.

OTHER AGENCY INVOLVEMENT:

County Counsel’s Office has reviewed the matter for compliance with the Dissolution Act. The Clerk of the Board, the Department of Inter-governmental and Legislative Affairs, and the County’s CAO-Budget Office have also been consulted. The cities with former redevelopment agencies have been consulted on the process for the selection of the “public member” for their respective Oversight Board.

FINANCING:

The Successor Agencies of the respective former redevelopment agencies are required to staff the Oversight Boards.

Prepared by:

Approved by:

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Assistant Director, Redevelopment and
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Jim Cook, 755-5390
Director, Redevelopment and Housing Office

Date:

Date:

- ATTACHMENTS: TABLE SHOWING COUNTY APPOINTMENTS TO BE MADE TO OVERSIGHT BOARDS (Attachment No. 1)
IMPORTANT CONSIDERATIONS REGARDING APPOINTMENTS TO OVERSIGHT BOARDS (Attachment No. 2)
POSSIBLE BASES FOR SELECTION OF “COUNTY MEMBER” TO OVERSIGHT BOARDS (Attachment No. 3) and
POSSIBLE PREFERENCES FOR SELECTION OF “PUBLIC MEMBER” TO OVERSIGHT BOARDS (Attachment No. 4)

