

MEETING MINUTES

August 2, 2012 at 4:00PM

Joint Meeting of the Los Banos Designated Local Authority
as Successor Agency to the Los Banos Redevelopment Agency and
the Merced Designated Local Authority as Successor Agency to
the Redevelopment Agency of the City of Merced

Merced City Council Chambers
678 West 18th Street, Merced, CA 95340

1. Call to Order to Merced Designated Local Authority

Staff member Mark Persico called the meeting to order at 5:20PM.

Present: Michael Amibile, P. Cannon Michal and Erasmo Viveros

Absent: None

Staff Present: Mark Persico and Matt Goulet, Kosmont Companies
John McClendo, Leibold, McClendon & Mann

2. Public Comments: None

3. Introductions, overview of duties and responsibilities of the DLA, and status of the Oversight Board were skipped because they were all addressed as part of the Los Banos portion of the agenda.

4. The July 2, 2012 and the revised July 18, 2012 demand letter – the “true up payment” – from the Merced County Auditor Controller was received and filed by the DLA.

5. Seating of Merced DLA and Election of Officers:

Mark Persico, staff, swore in the members of the Designated Local Authority. Mark Persico called for nominations for Chair

Motion:

Erasmo Viveros nominated Michael Amibile as Chair, second by P. Cannon Michael. Motion carried 3-0

Chair Amibile called for nominations for Vice Chair

Motion:

Erasmo Viveros nominated P. Cannon Michael as Vice Chair, second by Michael Amibile. Motion carried 3-0

Chair Amibile called for nominations for Treasurer

Motion:

P. Cannon Michael nominated Erasmo Viveros as Treasurer, second by Michael Amibile. Motion carried 3-0.

6. Adoption of Merced DLA Bylaws:

The Bylaws were introduced by staff.

Motion:

Motion by P. Cannon Michael, second by Erasmo Viveros to adopt bylaws as submitted. Motion carried 3-0.

7. Adoption of Conflict of Interest Code

Staff noted that the Code is modeled after the Fair Political Practices Commission Code.

Motion:

Motion by Erasmo Viveros, second by P. Cannon Michael to adopt Code as submitted. Motion carried 3-0.

8. Approval of DLA staffing arrangements. Kosmont Companies and related sub-consultants (Leibold, McClendon & Mann) as recognized as the staff to the Merced DLA through December 31, 2012.

Motion:

Motion by Erasmo Viveros, second by P. Cannon Michael to approve staffing by Kosmont Companies under contract to the California Department of Finance. Motion carried 3-0.

9. Approval of Miller, Axline & Sawyer as legal counsel to the DLA related to on-going environmental litigation.

Staff discussed the status of the litigation and recommended that Miller, Axline & Sawyer continue to represent the DLA as they had previously represented the Redevelopment Agency of the City of Merced.

Motion:

Motion by P. Cannon Michael, second by Erasmo Viveros to retain Miller, Axline & Sawyer for the on-going environmental litigation. Motion carried 3-0.

10. Approval of the Recognized Obligation Payment Schedules (ROPS I, II and III) for January 1, 2012 – June 30, 2012, July 1, 2012 – December 31, 2012 and January 1, 2013 – June 30, 2013.

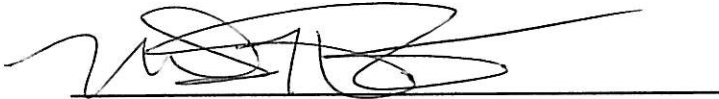
Staff introduced the ROPS and explained that the deadlines had past to adopt ROPS I and II, but that the State Department of Finance still required that the ROPS be adopted before any payments could be made. ROPS III must be adopted by the Oversight Board before September 1, 2012.

Motion:

Motion by Erasmo Viveros, second by P. Cannon Michael to adopt ROPS I, II and III as submitted by staff. Motion carried 3-0.

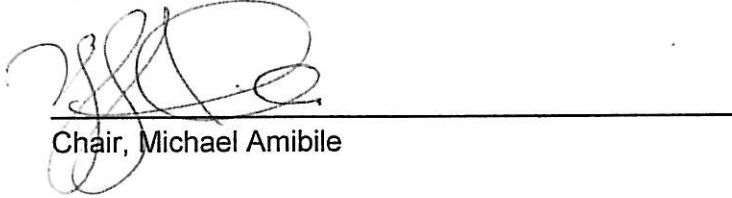
11. Adjournment – the meeting was adjourned by the Chair at 5:50PM.

Submitted:

A handwritten signature in black ink, appearing to be 'M. Persico', written over a horizontal line.

Secretary, Mark H. Persico
Kosmont Companies, Staff to the Designated Local Authority

Approved:

A handwritten signature in black ink, appearing to be 'M. Amibile', written over a horizontal line.

Chair, Michael Amibile