

**RESOLUTION NO. 2013-011**

**A RESOLUTION OF THE OVERSIGHT BOARD TO THE LOS BANOS DESIGNATED LOCAL AUTHORITY, AS SUCCESSOR AGENCY OF THE LOS BANOS REDEVELOPMENT AGENCY APPROVING THE RECOGNIZED OBLIGATION PAYMENT SCHEDULE (ROPS 13-14B) FOR JANUARY 1, 2014 THROUGH JUNE 30, 2014**

**WHEREAS**, the Oversight Board to the Los Banos Designated Local Authority, as Successor Agency of the Los Banos Redevelopment Agency (the "Successor Agency") is charged with overseeing the implementation of recognized enforceable obligations and winding down of the affairs of the former Redevelopment Agency of the City of Los Banos (the "Agency") in accordance with the California Health and Safety Code; and

**WHEREAS**, Health and Safety Code Section 34169 requires the Successor Agency to prepare and adopt a "Recognized Obligation Payment Schedule" that lists all obligations of the former redevelopment agency that are enforceable within the meaning of subdivision (d) of Section 34167 for six month periods, including January 2014 through June 2014; and

**WHEREAS**, AB 1484 requires that the ROPS 13-14B for the period January 1, 2014 through June 30, 2014 must be submitted to the Department of Finance and the State Controller's office, after approval by the Oversight Board, no later than October 1, 2013 or be subject to penalties; and

**WHEREAS**, all other legal prerequisites to the adoption of this Resolution have occurred.

**NOW, THEREFORE, THE OVERSIGHT BOARD TO THE LOS BANOS DESIGNATED LOCAL AUTHORITY, AS SUCCESSOR AGENCY OF THE LOS BANOS REDEVELOPMENT AGENCY, DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:**

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

**SECTION 2.** The Oversight Board to the Successor Agency hereby approves the Schedule attached hereto as Exhibit A as the Recognized Obligation Payment Schedule 13-14B for January 1, 2014 through June 30, 2014. Pursuant to Health & Safety Code Section 34173, the Successor Agency's liability, including, but not limited to, its liability for the obligations on the attached schedule, is limited to the total sum of property tax revenues it receives pursuant to Part 1.85 of AB X1 26.

**SECTION 3.** Christopher Jicha, or his designee, or another employee of Kosmont Companies designated by Larry Kosmont, is hereby authorized to submit the

ROPS to such parties as may be required in accordance with the Health & Safety Code, and to take such other actions on behalf of the Successor Agency with respect to the ROPS as may be necessary in accordance with applicable law.

**SECTION 4.** If any provision of this Resolution or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Resolution which can be given effect without the invalid provision or application, and to this end the provisions of this Resolution are severable. The Successor Agency hereby declares that it would have adopted this Resolution irrespective of the invalidity of any particular portion thereof.

**SECTION 5.** This Resolution shall take effect from and after the date of its passage and adoption in accordance with, and subject to, all applicable requirements of the Health & Safety Code.

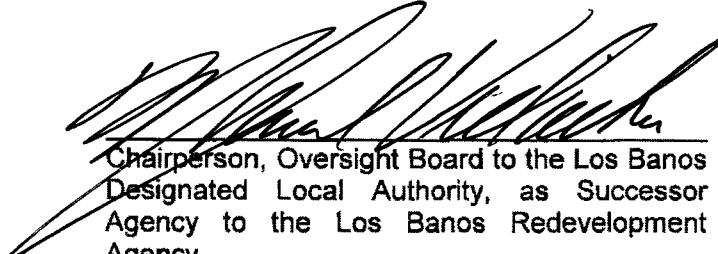
**PASSED, APPROVED AND ADOPTED** at a special meeting of the Oversight Board to the Los Banos Designated Local Authority, as Successor Agency to the Los Banos Redevelopment Agency, held this 27<sup>th</sup> day of September, 2013 by the following vote:

AYES: *BODLEY, URQUIVEZ, VILLALTA, TOMAS*

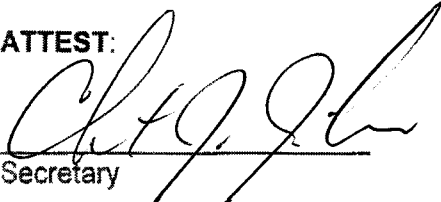
NOES: *NONE*

ABSENT: *JOHNSTON, O'BANION, SANTOS*

ABSTAIN: *NONE*

  
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Chairperson, Oversight Board to the Los Banos Designated Local Authority, as Successor Agency to the Los Banos Redevelopment Agency

ATTEST:

  
\_\_\_\_\_  
Secretary

Attachment: ROPS 13-14B